

Image Project Order File Cover Page

XHVZE

This page identifies those items that were not scanned during the initial production scanning phase. They are available in the original file, may be scanned during a special rescan activity or are viewable by direct inspection of the file.

0082 Order File Identifier

Organizing (done)

☐ Two-sided



☐ Rescan Needed



RESCAN

☐ Color Items:

☐ Greyscale Items:

☐ Poor Quality Originals:

☐ Other:

DIGITAL DATA

☐ Diskettes, No.

☐ Other, No/Type:

OVERSIZED (Scannable)

☐ Maps:

☐ Other Items Scannable by a Large Scanner

OVERSIZED (Non-Scannable)

☐ Logs of various kinds:

☐ Other::

NOTES:

BY: Maria

Date: 6/19/13

/s/

MP

Project Proofing

BY: Maria

Date: 6/19/13

/s/

MP

Scanning Preparation

BY: Maria

Date: 6/19/13

/s/

MP

Production Scanning

Stage 1

Page Count from Scanned File: 102 (Count does include cover sheet)

Page Count Matches Number in Scanning Preparation: ☒ YES ☐ NO

BY: Maria

Date: 6/19/13

/s/

MP

Stage 1

If NO in stage 1, page(s) discrepancies were found: ☐ YES ☐ NO

BY: Maria

Date:

/s/

Scanning is complete at this point unless rescanning is required.

ReScanned

BY: Maria

Date:

/s/

Comments about this file:

Quality Checked

INDEX OTHER NO. 82

Permit to Drill Fee Regulations

- | | |
|----------------------|---|
| 1. April 2, 2012 | Memorandum from AOGCC to Deborah E. Behr
(Legislation and Regulations Section) re: File opening
request for new regulations project to eliminate the filing
fee for an application for a permit to drill |
| 2. April 4, 2012 | Behr's response to AOGCC re: Regulations File Opening |
| 3. June 7, 2012 | Public hearing transcript and sign-in sheet |
| 4. July 16, 2012 | Memorandum from AOGCC to Regulations Attorney re:
Request for Legal Review of Regulations Project |
| 5. November 15, 2012 | Public Notice of Proposed Changes in the Regulations of
AOGCC, affidavit of publication, email distribution, and
mailings |
| 6. January 8, 2013 | Public hearing transcript and sign-in sheet |
| 7. January 11, 2013 | Memorandum from AOGCC to Behr re: Request for Legal
Review of Regulations Project |
| 8. February 21, 2013 | Approval of regulation changes |
| 9. April 4, 2013 | Filing Certification, Lieutenant Governor |

INDEX OTHER NO. 82

Permit to Drill Fee Regulations

Amended Regulations dealing with obsolete references to filing fee for Permit to Drill: 20 AAC 25.005(c)(1), (e)(2); 20 AAC 25.015(a)(1), (b)(1); 20 AAC 25.605(a).

The Alaska Oil and Gas Conservation Commission has amended its regulations dealing with obsolete references to filing fee for Permit to Drill: 20 AAC 25.005(c)(1), (e)(2); 20 AAC 25.015(a)(1), (b)(1); 20 AAC 25.605(a). The amended regulation also eliminates the filing fees required to accompany an application for a Permit to Drill. The Lieutenant Governor signed and filed the regulation changes on March 5, 2013, with an effective date of April 4, 2013.

For further information or to obtain a copy of the amended regulations, contact Jody Colombie at (907) 793-1221, fax (907) 276-7542, or e-mail jody.colombie@alaska.gov.

Singh, Angela K (DOA)

From: Colombie, Jody J (DOA)
Sent: Tuesday, March 26, 2013 3:51 PM
To: Singh, Angela K (DOA); Ballantine, Tab A (LAW); Bettis, Patricia K (DOA); Brooks, Phoebe L (DOA); Colombie, Jody J (DOA); Crisp, John H (DOA); Davies, Stephen F (DOA); Ferguson, Victoria L (DOA); Fisher, Samantha J (DOA); Foerster, Catherine P (DOA); Grimaldi, Louis R (DOA); Johnson, Elaine M (DOA); Jones, Jeffery B (DOA); Laasch, Linda K (DOA); Bender, Makana K (DOA); McIver, Bren (DOA); McMains, Stephen E (DOA); Mumm, Joseph (DOA sponsored); Noble, Robert C (DOA); Norman, John K (DOA); Okland, Howard D (DOA); Paladijczuk, Tracie L (DOA); Pasqual, Maria (DOA); Regg, James B (DOA); Roby, David S (DOA); Scheve, Charles M (DOA); Schwartz, Guy L (DOA); Seamount, Dan T (DOA); Wallace, Chris D (DOA); (michael.j.nelson@conocophillips.com); Abbie Jossie; AKDCWellIntegrityCoordinator; alaska@petrocalc.com; Alexander Bridge; Andrew VanderJack; Anna Raff; Barbara F Fullmer; bbritch; bbohrer@ap.org; Bill Penrose; Bill Walker; Bowen Roberts; Brian Havelock; Burdick, John D (DNR); caunderwood@marathonoil.com; Cliff Posey; Crandall, Krissell; D Lawrence; Daryl J. Kleppin; Dave Harbour; Dave Matthews; David Boelens; David Duffy; David House; David Scott; David Steingreaber; Davide Simeone; ddonkel@cfl.rr.com; Donna Ambruz; Dowdy, Alicia G (DNR); Dudley Platt; Elowe, Kristin; Evans, John R (LDZX); Francis S. Sommer; Gary Laughlin; schultz, gary (DNR sponsored); ghammons; Gordon Pospisil; Gorney, David L; Greg Duggin; Gregg Nady; Gregory Geddes; gspfoff; Jdarlington (jarlington@gmail.com); Jeanne McPherren; Jones, Jeffery B (DOA); Jerry McCutcheon; Jim White; Jim Winegarner; Joe Lastufka; news@radiokenai.com; Easton, John R (DNR); John Garing; Jon Goltz; Jones, Jeffrey L (GOV); Juanita Lovett; Judy Stanek; Houle, Julie (DNR); Julie Little; Kari Moriarty; Kaynell Zeman; Keith Wiles; Kelly Sperback; Gregersen, Laura S (DNR); Louisiana Cutler; Luke Keller; Marc Kovak; Mark Dalton; Mark Hanley (mark.hanley@anadarko.com); Mark P. Worcester; Kremer, Marguerite C (DNR); Michael Jacobs; Mike Bill; mike@kbbi.org; Mike Morgan; Mikel Schultz; Mindy Lewis; MJ Loveland; mjnelson; mkm7200; knelson@petroleumnews.com; Nick W. Glover; Nikki Martin; NSK Problem Well Supv; Patty Alfaro; Decker, Paul L (DNR); Paul Mazzolini; Pike, Kevin W (DNR); Randall Kanady; Randy L. Skillern; Randy Redmond; Rena Delbridge; Renan Yanish; Robert Brelsford; Robert Campbell; Ryan Tunseth; Sandra Haggard; Sara Leverette; Scott Cranswick; Scott Griffith; Shannon Donnelly; Sharmaine Copeland; Sharon Yarawsky; Shellenbaum, Diane P (DNR); Slemmons, Jonne D (DNR); Smith, Kyle S (DNR); Sondra Stewman; Stephanie Klemmer; Moothart, Steve R (DNR); Steven R. Rossberg; Suzanne Gibson; sheffield@aoga.org; Ted Kramer; Davidson, Temple (DNR); Teresa Imm; Thor Cutler; Tim Mayers; Tina Grovier; Todd Durkee; Tony Hopfinger; trmjr1; Vicki Irwin; Walter Featherly; Williams, Theresa; yjrosen@ak.net; Aaron Gluzman; Aaron Sorrell; Bruce Williams; Bruno, Jeff J (DNR); Casey Sullivan; Dale Hoffman; David Lenig; David Martin; Donna Vukich; Eric Lidji; Erik Opstad; Franger, James M (DNR); Gary Orr; Smith, Graham O (PCO); Greg Mattson; Heusser, Heather A (DNR); Holly Pearen; James Rodgers; Jason Bergerson; Jennifer Starck; jill.a.mcleod@conocophillips.com; Jim Magill; Joe Longo; King, Kathleen J (DNR); Laney Vazquez; Lara Coates; Lois Epstein; Marc Kuck; Steele, Marie C (DNR); Matt Gill; Ostrovsky, Larry (DNR sponsored); Bettis, Patricia K (DOA); Perrin, Don J (DNR); Peter Contreras; Pexton, Scott R (DNR); Pollard, Susan R (LAW); Pollet, Jolie; Richard Garrard; Ryan Daniel; Sandra Lemke; Talib Syed; Wayne Wooster; Woolf, Wendy C (DNR); William Hutto; William Van Dyke; David Johnson; Joseph Flack; Tiffany Stebbins
Subject: post_hearing_notice (Eliminating Fee for PTD).doc
Attachments: post_hearing_notice.doc

Penny Vadla
399 W. Riverview Ave.
Soldotna, AK 99669-7714

David McCaleb
IHS Energy Group
GEPS
5333 Westheimer, Ste. 100
Houston, TX 77056

George Vaught, Jr.
Post Office Box 13557
Denver, CO 80201-3557

Jerry Hodgden
Hodgden Oil Company
408 18th St.
Golden, CO 80401-2433

Richard Neahrng
NRG Associates
President
P.O. Box 1655
Colorado Springs, CO 80901

Mark Wedman
Halliburton
6900 Arctic Blvd.
Anchorage, AK 99502

Bernie Karl
K&K Recycling Inc.
Post Office Box 58055
Fairbanks, AK 99711

CIRI
Land Department
Post Office Box 93330
Anchorage, AK 99503

Baker Oil Tools
795 E. 94th Ct.
Anchorage, AK 99515-4295

North Slope Borough
Planning Department
Post Office Box 69
Barrow, AK 99723

Richard Wagner
Post Office Box 60868
Fairbanks, AK 99706

Gordon Severson
3201 Westmar Cir.
Anchorage, AK 99508-4336

Jack Hakkila
Post Office Box 190083
Anchorage, AK 99519

Darwin Waldsmith
Post Office Box 39309
Ninilchik, AK 99639

James Gibbs
Post Office Box 1597
Soldotna, AK 99669

Mailed
3/26/2013
CJF

#9

Mead Treadwell
Lieutenant Governor
State Capitol
Juneau, Alaska 99811
907.465.3520 465.5400 Fax
WWW.LTGOV.ALASKA.GOV




530 West 7th Ave, Suite 1700
Anchorage, Alaska 99501
907.269.7460 269.0263
LT.GOVERNOR@ALASKA.GOV

**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

M E M O R A N D U M

TO: Mike Barnhill, AAC Contact
Department of Administration

FROM: Scott Meriwether
Special Assistant
907.465.3509 

DATE: March 8, 2013

RE: Filed Permanent Regulations: Alaska Oil and Gas Conservation Commission

Regulations re: obsolete references to filing fee for permit to drill: 20 AAC 25.005(c)(1),(e)(2); 20 AAC 25.015(a)(1),(b)(1); 20 AAC 25.605(a)

Attorney General File:	JU2012200319
Regulation Filed:	3/5/2013
Effective Date:	4/4/2013
Print:	206, July 2013

cc with enclosures: Linda Miller, Department of Law
Robert Pearson, Administrative Regulation Review Committee
Judy Herndon, LexisNexis

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF ALASKA OIL AND GAS CONSERVATION COMMISSION

The attached 3 pages of regulations, dealing with eliminating filing fees for an application for a permit to drill, is certified to be a correct copy of the regulation changes that the Alaska Oil and Gas Conservation Commission adopted at its January 8, 2013 public hearing, under the authority of AS 31.05.030 and AS 31.05.040 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the Alaska Oil and Gas Conservation Commission paid special attention to the cost to private persons of the regulatory action being taken. Although no public comments were received, the Alaska Oil and Gas Conservation Commission paid special attention to the cost to private persons of the regulatory action being taken.

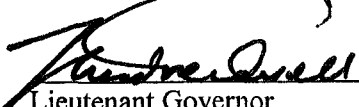
The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE: January 11, 2013
Anchorage, Alaska


Cathy P. Foerster
Chair, Commissioner

FILING CERTIFICATION

I, Mead Treadwell, Lieutenant Governor for the State of Alaska, certify that on March 5, at 11:00 a.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.


Mead Treadwell
Lieutenant Governor

Effective: April 4, 2013
Register: 206, July 2013

20 AAC 25.005(c)(1) is repealed:

(1) repealed 4/4/2013;

20 AAC 25.005(e)(2) is amended to read:

(2) for each other well branch, the application for a Permit to Drill need only include information under (c) of this section that is unique to that well branch [AND NEED NOT BE ACCOMPANIED BY THE \$100 FEE].

(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 6/4/2000,

Register 154; am 1/5/2006, Register 177; am 12/28/2006, Register 180; am 4/4/2013

Register 206)

Authority: AS 31.05.030

AS 31.05.090

20 AAC 25.015(a)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill if the proposed surface location is changed, if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or

vertically, or if the change requires a spacing exception under 20 AAC 25.055; [HOWEVER,
NO ADDITIONAL FEE IS REQUIRED;] or

20 AAC 25.015(b)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a
Permit to Drill [, ACCOMPANIED BY A FEE OF \$100,] if the proposed bottom-hole location
or the proposed location of an objective formation is changed by more than 500 feet laterally or
vertically, or if the change requires a spacing exception under 20 AAC 25.055; or

(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 1/5/2006,

Register 177; am 4/4/2013 Register 206)

Authority: AS 31.05.030

AS 31.05.090

5(a)
20 AAC 25.605^A is amended to read:

(a) The formula for determining a person's regulatory cost charge under AS 31.05.093 is

$$\text{RCC} = \overbrace{V_{OP} / V_{TOT}}^{\text{no bold}} * (\overbrace{A[-F]-L})$$

where

no bold

RCC = the regulatory cost charge;

no bold

V_{OP} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids

injected into, during the most recently concluded calendar year, wells for which a Permit to Drill

has been issued under AS 31.05.090, of which the person is the operator on the first day of the fiscal year, and that have not before that day been plugged and abandoned and reported as abandoned in accordance with this chapter;

^{no bold}
 V_{TOT} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids injected into, during the most recently concluded calendar year, all wells for which a Permit to Drill has been issued under AS 31.05.090 and that have not before the first day of the fiscal year been plugged and abandoned and reported as abandoned in accordance with this chapter;

^{no bold}
 A = the appropriation, other than from federal receipts, made for the operating costs of the commission for the fiscal year;

[F = THE COMMISSION'S REASONABLE ESTIMATE OF THE TOTAL FEES TO BE COLLECTED UNDER AS 31.05.090 DURING THE FISCAL YEAR;]

^{no bold}
 L = the ^{no bold}lapsed amount of a previous appropriation that is appropriated for the fiscal year under AS 31.05.093 (d).

(Eff. 6/4/2000, Register 154, Register 180; am 4/4/2013 Register 206)

Authority: AS 31.05.030

AS 31.05.093

#8

FEB 25 2013

AOGCC

MEMORANDUM


State of Alaska
Department of Law

TO: Cathy P. Foerster, Chair
Alaska Oil and Gas
Conservation Commission

DATE: February 21, 2013

FILE NO.: JU2012200319

TELEPHONE NO.: 465-3600

FROM: Steven C. Weaver 
Assistant Attorney General
Legislation/Regulations Section--Juneau

SUBJECT: Regulations re: obsolete
references to filing fee for
permit to drill (20 AAC
25.005(c)(1), (e)(2); 20 AAC
25.015(a)(1), (b)(1); 20 AAC
25.605(a))

Under AS 44.62.060, we have reviewed the attached regulations changes by the Alaska Oil and Gas Conservation Commission, and approve the changes for filing by the lieutenant governor. I have reviewed this project under a specific delegation dated February 20, 2013 from the Regulations Attorney. A duplicate original of this memorandum is being furnished to the lieutenant governor, along with the three pages of regulations and the related documents.

You might wish to contact the lieutenant governor's office to confirm the filing date and effective date of the attached regulation changes.

The November 25, 2012 public notice and the January 11, 2013 certification order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

In accordance with AS 44.62.125(b)(6), some corrections have been made in the regulations, as shown on the attached copy.

SCW

cc w/enc: Mike Barnhill, Deputy Commissioner & Regulations Contact
Department of Administration

Jody Colombie
Alaska Oil & Gas Conservation Commission

Thomas Ballantine
Sr. Assistant Attorney General
Oil, Gas & Mining Section--Anchorage

MEMORANDUM


State of Alaska Department of Law

TO: Hon. Mead Treadwell
Lieutenant Governor

DATE: February 21, 2013

FILE NO.: JU2012200319

TELEPHONE NO.: 465-3600

FROM: Steven C. Weaver 
Assistant Attorney General
Legislation/Regulations Section--Juneau

SUBJECT: Regulations re: obsolete
references to filing fee for
permit to drill (20 AAC
25.005(c)(1), (e)(2); 20 AAC
25.015(a)(1), (b)(1); 20 AAC
25.605(a))

We have reviewed the attached regulations from the Alaska Oil and Gas Conservation Commission. I have reviewed this project under a specific delegation dated February 20, 2013 from the Regulations Attorney. A duplicate of this memorandum is being furnished to the commission chair, Cathy P. Foerster, along with a copy of the regulations.

The Department of Law has reviewed the attached regulations against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This memorandum and the attached duplicate memorandum dated February 21, 2013 constitute the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations.

The regulation changes were adopted by the Alaska Oil and Gas Conservation Commission after the close of the public comment period. The regulations delete obsolete references to a filing fee for a permit to drill: a fee repealed as part of amendments to AS 31.05.090 made under sec. 12, ch. 54, SLA 2007.

The certification order for the regulations states that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

We have made a few technical corrections to conform the regulations with the drafting manual under AS 44.62.060 and 44.62.125. The corrections are shown on the attached copy of the regulations.

SCW

cc w/enc:

Cathy P. Foerster, Chair
Alaska Oil & Gas Conservation Commission

20 AAC 25.005(c)(1) is repealed:

(1) repealed ____/____/____;

20 AAC 25.005(e)(2) is amended to read:

(2) for each other well branch, the application for a Permit to Drill need only include information under (c) of this section that is unique to that well branch [AND NEED NOT BE ACCOMPANIED BY THE \$100 FEE].

(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 6/4/2000, Register 154; am 1/5/2006, Register 177; am 12/28/2006, Register 180; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.090

20 AAC 25.015(a)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill if the proposed surface location is changed, if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or

vertically, or if the change requires a spacing exception under 20 AAC 25.055; [HOWEVER, NO ADDITIONAL FEE IS REQUIRED;] or

20 AAC 25.015(b)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill [, ACCOMPANIED BY A FEE OF \$100,] if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or vertically, or if the change requires a spacing exception under 20 AAC 25.055; or (Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 1/5/2006, Register 177; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.090

^(a)
20 AAC 25.605 is amended to read:

(a) The formula for determining a person's regulatory cost charge under AS 31.05.093 is

$$\text{RCC} = V_{OP} / V_{TOT} * (A[-F]-L)$$

where

^{no bold}
RCC = the regulatory cost charge;

^{no bold}
^{publisher: the "-F" is material the agency wants deleted}
V_{OP} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids

injected into, during the most recently concluded calendar year, wells for which a Permit to Drill

has been issued under AS 31.05.090, of which the person is the operator on the first day of the fiscal year, and that have not before that day been plugged and abandoned and reported as abandoned in accordance with this chapter;

^{no bold}
 V_{TOT} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids injected into, during the most recently concluded calendar year, all wells for which a Permit to Drill has been issued under AS 31.05.090 and that have not before the first day of the fiscal year been plugged and abandoned and reported as abandoned in accordance with this chapter;

^{no bold}
 A = the appropriation, other than from federal receipts, made for the operating costs of the commission for the fiscal year;

[F = THE COMMISSION'S REASONABLE ESTIMATE OF THE TOTAL FEES TO BE COLLECTED UNDER AS 31.05.090 DURING THE FISCAL YEAR;]

^{no bold}
 L = the lapsed amount of a previous appropriation that is appropriated for the fiscal year under AS 31.05.093 (d).

(Eff. 6/4/2000, Register 154, Register 180; am ___/___/___, Register ___)

Authority: AS 31.05.030

AS 31.05.093

RECEIVED

FEB 25 2013

AOGCC

MEMORANDUM


State of Alaska
Department of Law

TO: Cathy P. Foerster, Chair
Alaska Oil and Gas
Conservation Commission

DATE: February 21, 2013

FILE NO.: JU2012200319

TELEPHONE NO.: 465-3600

FROM: Steven C. Weaver 
Assistant Attorney General
Legislation/Regulations Section--Juneau

SUBJECT: Regulations re: obsolete
references to filing fee for
permit to drill (20 AAC
25.005(c)(1), (e)(2); 20 AAC
25.015(a)(1), (b)(1); 20 AAC
25.605(a))

Under AS 44.62.060, we have reviewed the attached regulations changes by the Alaska Oil and Gas Conservation Commission, and approve the changes for filing by the lieutenant governor. I have reviewed this project under a specific delegation dated February 20, 2013 from the Regulations Attorney. A duplicate original of this memorandum is being furnished to the lieutenant governor, along with the three pages of regulations and the related documents.

You might wish to contact the lieutenant governor's office to confirm the filing date and effective date of the attached regulation changes.

The November 25, 2012 public notice and the January 11, 2013 certification order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

In accordance with AS 44.62.125(b)(6), some corrections have been made in the regulations, as shown on the attached copy.

SCW

cc w/enc: Mike Barnhill, Deputy Commissioner & Regulations Contact
Department of Administration

Jody Colombie
Alaska Oil & Gas Conservation Commission

Thomas Ballantine
Sr. Assistant Attorney General
Oil, Gas & Mining Section--Anchorage

20 AAC 25.005(c)(1) is repealed:

(1) repealed ____/____/____;

20 AAC 25.005(e)(2) is amended to read:

(2) for each other well branch, the application for a Permit to Drill need only include information under (c) of this section that is unique to that well branch [AND NEED NOT BE ACCOMPANIED BY THE \$100 FEE].

(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 6/4/2000, Register 154; am 1/5/2006, Register 177; am 12/28/2006, Register 180; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.090

20 AAC 25.015(a)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill if the proposed surface location is changed, if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or

vertically, or if the change requires a spacing exception under 20 AAC 25.055; [HOWEVER, NO ADDITIONAL FEE IS REQUIRED;] or

20 AAC 25.015(b)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill [, ACCOMPANIED BY A FEE OF \$100,] if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or vertically, or if the change requires a spacing exception under 20 AAC 25.055; or (Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 1/5/2006, Register 177; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.090

^(a)
20 AAC 25.605 is amended to read:

(a) The formula for determining a person's regulatory cost charge under AS 31.05.093 is

$$\text{RCC} = \text{V}_{\text{OP}} / \text{V}_{\text{TOT}} * (\text{A}[\text{-F}]\text{-L})$$

where

^{no bold}
RCC = the regulatory cost charge;

^{no bold}
V_{OP} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids

injected into, during the most recently concluded calendar year, wells for which a Permit to Drill

has been issued under AS 31.05.090, of which the person is the operator on the first day of the fiscal year, and that have not before that day been plugged and abandoned and reported as abandoned in accordance with this chapter;

^{no bold}
 V_{TOT} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids injected into, during the most recently concluded calendar year, all wells for which a Permit to Drill has been issued under AS 31.05.090 and that have not before the first day of the fiscal year been plugged and abandoned and reported as abandoned in accordance with this chapter;

^{no bold}
 A = the appropriation, other than from federal receipts, made for the operating costs of the commission for the fiscal year;

[F = THE COMMISSION'S REASONABLE ESTIMATE OF THE TOTAL FEES TO BE COLLECTED UNDER AS 31.05.090 DURING THE FISCAL YEAR;]

^{no bold}
 L = the lapsed amount of a previous appropriation that is appropriated for the fiscal year under AS 31.05.093 (d).

(Eff. 6/4/2000, Register 154, Register 180; am ___/___/___, Register ___)

Authority: AS 31.05.030

AS 31.05.093

#7



THE STATE
of **ALASKA**
GOVERNOR SEAN PARNELL

**Alaska Oil and Gas
Conservation Commission**

333 West Seventh Avenue
Anchorage, Alaska 99501-3572
Main: 907.279.1433
Fax: 907.276.7542

Memorandum

DATE: January 11, 2013

TO: Debra Behr
Regulations Attorney

FROM: Cathy P. Foerster *CPF*
Chair, Commissioner

SUBJECT: Request for Legal Review
Regulations Project on eliminating filing
fees for an application for a permit to drill
20 AAC 25.005(c)(1), 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1),
20 AAC 25.025.015(b)(1)

We are requesting legal review and approval of the attached final permanent regulations on eliminating filing fees for an application for a permit to drill, which were adopted by the Alaska Oil and Gas Conservation Commission.

Enclosed are the following documents:

1. the original and one copy of the final regulations for the Department of Law's use;
2. one copy of the final regulations and the public notice for governor's office use;
3. the original of the signed and dated adoption document;
4. the original signed and dated certification order;
5. the original of the public notice;
6. the original of the additional regulations notice information form distributed with the notice;
7. the original of the publisher's affidavit of publication;
8. the original of the affidavit of notice;
9. the original of the affidavit of oral hearing;
10. the original of the affidavit of agency record of public comment;
11. the transcript from the January 8, 2013 hearing;
12. staff affidavit for the transcript pages;

We have worked with Assistant Attorney General Thomas Ballantine on the project. Upon completion of your review, please forward the regulations to the lieutenant governor for filing.

20 AAC 25.005(c)(1) is repealed:

(1) repealed ____/____/____;

20 AAC 25.005(e)(2) is amended to read:

(2) for each other well branch, the application for a Permit to Drill need only include information under (c) of this section that is unique to that well branch [AND NEED NOT BE ACCOMPANIED BY THE \$100 FEE].

(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 6/4/2000, Register 154; am 1/5/2006, Register 177; am 12/28/2006, Register 180; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.090

20 AAC 25.015(a)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill if the proposed surface location is changed, if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or

vertically, or if the change requires a spacing exception under 20 AAC 25.055; [HOWEVER, NO ADDITIONAL FEE IS REQUIRED;] or

20 AAC 25.015(b)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill [, ACCOMPANIED BY A FEE OF \$100,] if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or vertically, or if the change requires a spacing exception under 20 AAC 25.055; or

(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 1/5/2006, Register 177; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.090

20 AAC 25.605 is amended to read:

(a) The formula for determining a person's regulatory cost charge under AS 31.05.093 is

$$RCC = V_{OP} / V_{TOT} * (A[-F]-L)$$

where

RCC = the regulatory cost charge;

V_{OP} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids injected into, during the most recently concluded calendar year, wells for which a Permit to Drill

has been issued under AS 31.05.090, of which the person is the operator on the first day of the fiscal year, and that have not before that day been plugged and abandoned and reported as abandoned in accordance with this chapter;

V_{TOT} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids injected into, during the most recently concluded calendar year, all wells for which a Permit to Drill has been issued under AS 31.05.090 and that have not before the first day of the fiscal year been plugged and abandoned and reported as abandoned in accordance with this chapter;

A = the appropriation, other than from federal receipts, made for the operating costs of the commission for the fiscal year;

$[F = \text{THE COMMISSION'S REASONABLE ESTIMATE OF THE TOTAL FEES TO BE COLLECTED UNDER AS 31.05.090 DURING THE FISCAL YEAR;}]$

L = the lapsed amount of a previous appropriation that is appropriated for the fiscal year under AS 31.05.093 (d).

(Eff. 6/4/2000, Register 154, Register 180; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.093

20 AAC 25.005(c)(1) is repealed:

(1) repealed ____/____/____;

20 AAC 25.005(e)(2) is amended to read:

(2) for each other well branch, the application for a Permit to Drill need only include information under (c) of this section that is unique to that well branch [AND NEED NOT BE ACCOMPANIED BY THE \$100 FEE].

(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 6/4/2000, Register 154; am 1/5/2006, Register 177; am 12/28/2006, Register 180; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.090

20 AAC 25.015(a)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill if the proposed surface location is changed, if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or

vertically, or if the change requires a spacing exception under 20 AAC 25.055; [HOWEVER,
NO ADDITIONAL FEE IS REQUIRED;] or

20 AAC 25.015(b)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a
Permit to Drill [, ACCOMPANIED BY A FEE OF \$100,] if the proposed bottom-hole location
or the proposed location of an objective formation is changed by more than 500 feet laterally or
vertically, or if the change requires a spacing exception under 20 AAC 25.055; or
(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 1/5/2006,
Register 177; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.090

20 AAC 25.605 is amended to read:

(a) The formula for determining a person's regulatory cost charge under AS 31.05.093 is

$$RCC = V_{OP} / V_{TOT} * (A[-F]-L)$$

where

RCC = the regulatory cost charge;

V_{OP} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids
injected into, during the most recently concluded calendar year, wells for which a Permit to Drill

has been issued under AS 31.05.090, of which the person is the operator on the first day of the fiscal year, and that have not before that day been plugged and abandoned and reported as abandoned in accordance with this chapter;

V_{TOT} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids injected into, during the most recently concluded calendar year, all wells for which a Permit to Drill has been issued under AS 31.05.090 and that have not before the first day of the fiscal year been plugged and abandoned and reported as abandoned in accordance with this chapter;

A = the appropriation, other than from federal receipts, made for the operating costs of the commission for the fiscal year;

$[F = \text{THE COMMISSION'S REASONABLE ESTIMATE OF THE TOTAL FEES TO BE COLLECTED UNDER AS 31.05.090 DURING THE FISCAL YEAR;}]$

L = the lapsed amount of a previous appropriation that is appropriated for the fiscal year under AS 31.05.093 (d).

(Eff. 6/4/2000, Register 154, Register 180; am ___/___/___, Register ___)

Authority: AS 31.05.030

AS 31.05.093

20 AAC 25.005(c)(1) is repealed:

(1) repealed ____/____/____;

20 AAC 25.005(e)(2) is amended to read:

(2) for each other well branch, the application for a Permit to Drill need only include information under (c) of this section that is unique to that well branch [AND NEED NOT BE ACCOMPANIED BY THE \$100 FEE].

(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 6/4/2000, Register 154; am 1/5/2006, Register 177; am 12/28/2006, Register 180; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.090

20 AAC 25.015(a)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill if the proposed surface location is changed, if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or

vertically, or if the change requires a spacing exception under 20 AAC 25.055; [HOWEVER,
NO ADDITIONAL FEE IS REQUIRED;] or

20 AAC 25.015(b)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a
Permit to Drill [, ACCOMPANIED BY A FEE OF \$100,] if the proposed bottom-hole location
or the proposed location of an objective formation is changed by more than 500 feet laterally or
vertically, or if the change requires a spacing exception under 20 AAC 25.055; or
(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 1/5/2006,
Register 177; am ____/____/____, Register ____)

Authority: AS 31.05.030

AS 31.05.090

20 AAC 25.605 is amended to read:

(a) The formula for determining a person's regulatory cost charge under AS 31.05.093 is

$$RCC = V_{OP} / V_{TOT} * (A[-F]-L)$$

where

RCC = the regulatory cost charge;

V_{OP} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids
injected into, during the most recently concluded calendar year, wells for which a Permit to Drill

has been issued under AS 31.05.090, of which the person is the operator on the first day of the fiscal year, and that have not before that day been plugged and abandoned and reported as abandoned in accordance with this chapter;

V_{TOT} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids injected into, during the most recently concluded calendar year, all wells for which a Permit to Drill has been issued under AS 31.05.090 and that have not before the first day of the fiscal year been plugged and abandoned and reported as abandoned in accordance with this chapter;

A = the appropriation, other than from federal receipts, made for the operating costs of the commission for the fiscal year;

$[F = \text{THE COMMISSION'S REASONABLE ESTIMATE OF THE TOTAL FEES TO BE COLLECTED UNDER AS 31.05.090 DURING THE FISCAL YEAR;}]$

L = the lapsed amount of a previous appropriation that is appropriated for the fiscal year under AS 31.05.093 (d).

(Eff. 6/4/2000, Register 154, Register 180; am ___/___/___, Register ___)

Authority: AS 31.05.030

AS 31.05.093

**NOTICE OF PROPOSED CHANGES IN THE
REGULATIONS OF THE
ALASKA OIL AND GAS CONSERVATION COMMISSION**

"BRIEF DESCRIPTION: The Alaska Oil and Gas Conservation Commission proposes to eliminate the filing fee that is currently charged, by regulation, to persons who apply for a Permit to Drill."

The Alaska Oil and Gas Conservation Commission proposes to adopt changes in Title 20, Chapter 25 of the Alaska Administrative Code. Specifically, the Commission proposes to repeal 20 AAC 25.005(c)(1) to eliminate the filing fee required to accompany an application for a Permit to Drill. In addition, the Commission proposes to amend the language of 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.015(b)(1) and 20 AAC 25.605(a) in order to delete all references to the filing fee required to accompany an application for a Permit to Drill.

You may comment on the proposed regulation change, including the potential costs to private persons of complying with the proposed change, by submitting written comments to Alaska Oil and Gas Conservation Commission at 333 West 7th Avenue, Suite 100, Anchorage, Alaska 99501. Additionally, the Alaska Oil and Gas Conservation Commission will accept comments by facsimile at (907) 276-7542 and by electronic mail at Alaska Oil and Gas Conservation Commission. The comments must be received no later than 4:30 p.m. on January 8, 2013.

Oral or written comments also may be submitted at a hearing to be held on January 8, 2013, at 333 West 7th Avenue, Anchorage, Alaska 99501. The hearing will be held at 9:00 a.m. and might be extended to accommodate those present before 9:30 a.m. who did not have an opportunity to comment.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jody Colombie at (907) 793-1221 no later than January 4, 2013 to ensure that any necessary accommodation can be provided.

For a copy of the proposed regulation change, contact Jody Colombie at (907) 793-1221 or go to www.aogcc.alaska.gov.

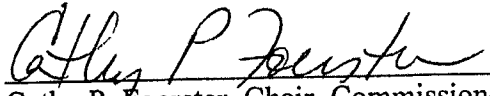
After the public comment period ends, the Alaska Oil and Gas Conservation Commission will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of any final regulation may be different from the proposed regulation. You should comment during the time allowed if your interests could be affected.

Statutory Authority: AS 31.05.030 and AS 31.05.090

Statutes Being Implemented, Interpreted, or Made Specific: AS 31.05.090

Fiscal Information: The proposed regulation change is not expected to require an increased appropriation.

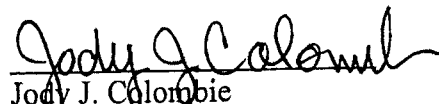
DATE: November 19, 2012


Cathy P. Foerster, Chair, Commissioner

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Alaska Oil and Gas Conservation Commission.
2. General subject of regulation: eliminating the fee required to accompany an application for a Permit to Drill as well as any reference in the regulations to such fee.
3. Citation of regulation: 20 AAC 25.005(c)(1), 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.015(b)(1) and 20 AAC 25.605(a).
4. Reason for the proposed action: compliance with revised state statute.
5. Appropriation/Allocation: Alaska Oil and Gas Conservation Commission.
6. Cost of implementation to the state agency: zero.
7. The name of the contact person for the regulations:
Name Cathy P. Foerster
Title Chair, Commissioner
Address 333 West 7th Avenue, Anchorage, Alaska 99501
Telephone (907) 793-1221
E-mail address is jody.colombie@alaska.gov
8. The origin of the proposed action: Alaska Oil and Gas Conservation Commission staff.
9. Date: November 19, 2012

Prepared by:


Jody J. Colombie
Special Staff Assistant
(907) 793-1221

STATE OF ALASKA

THIRD JUDICIAL DISTRICT

AFFIDAVIT OF NOTICE OF PROPOSED ADOPTION OF REGULATIONS
AND FURNISHING OF ADDITIONAL INFORMATION


I, Jody J. Colombie, Special Assistant to the Commission, of Alaska Oil and Gas Conservation Commission, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 20 AAC 25.005(c)(1), 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.025.015(b)(1), Eliminating Filing Fees for an Application for Permit to Drill has been given by being


- (1) published in a newspaper or trade publication;
- (2) furnished to interested persons;
- (3) furnished to appropriate state officials;
- (4) furnished to the Department of Law, along with a copy of the proposed regulations;
- (5) electronically transmitted to incumbent State of Alaska legislators;
- (6) furnished to the Legislative Affairs Agency, Legislative Legal and Research Services;
- (7) posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1);
- (8) furnished electronically, along with a copy of the proposed regulations, to the Legislative Affairs Agency, the chair of the Resources Committee of the Alaska Senate and House of Representatives, the Administrative Regulation Review Committee, and the legislative council.

As required by AS 44.62.190(d), additional regulations notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (5) and (6) of the list above. The additional regulations notice information also has been posted on the Alaska Online Public Notice System.

DATE: January 11, 2013
Anchorage


Jody J. Colombie, Special Assistant to the Commission

SUBSCRIBED AND SWORN TO before me this 11th day of January, 2013.


Notary Public in and for the
State of Alaska
My commission expires: 11/11/2014.

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF ALASKA OIL AND GAS CONSERVATION COMMISSION

The attached 3 pages of regulations, dealing with eliminating filing fees for an application for a permit to drill, is certified to be a correct copy of the regulation changes that the Alaska Oil and Gas Conservation Commission adopted at its January 8, 2013 public hearing, under the authority of AS 31.05.030 and AS 31.05.040 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the Alaska Oil and Gas Conservation Commission paid special attention to the cost to private persons of the regulatory action being taken. Although no public comments were received, the Alaska Oil and Gas Conservation Commission paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE: January 11, 2013
Anchorage, Alaska


Cathy P. Foerster
Chair, Commissioner

FILING CERTIFICATION

I, Mead Treadwell, Lieutenant Governor for the State of Alaska, certify that on _____, at _____m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

Lieutenant Governor

Effective: _____.

Register: _____.

**NOTICE OF PROPOSED CHANGES IN THE
REGULATIONS OF THE
ALASKA OIL AND GAS CONSERVATION COMMISSION**

"BRIEF DESCRIPTION: The Alaska Oil and Gas Conservation Commission proposes to eliminate the filing fee that is currently charged, by regulation, to persons who apply for a Permit to Drill."

The Alaska Oil and Gas Conservation Commission proposes to adopt changes in Title 20, Chapter 25 of the Alaska Administrative Code. Specifically, the Commission proposes to repeal 20 AAC 25.005(c)(1) to eliminate the filing fee required to accompany an application for a Permit to Drill. In addition, the Commission proposes to amend the language of 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.015(b)(1) and 20 AAC 25.605(a) in order to delete all references to the filing fee required to accompany an application for a Permit to Drill.

You may comment on the proposed regulation change, including the potential costs to private persons of complying with the proposed change, by submitting written comments to Alaska Oil and Gas Conservation Commission at 333 West 7th Avenue, Suite 100, Anchorage, Alaska 99501. Additionally, the Alaska Oil and Gas Conservation Commission will accept comments by facsimile at (907) 276-7542 and by electronic mail at Alaska Oil and Gas Conservation Commission. The comments must be received no later than 4:30 p.m. on January 8, 2013.

Oral or written comments also may be submitted at a hearing to be held on January 8, 2013, at 333 West 7th Avenue, Anchorage, Alaska 99501. The hearing will be held at 9:00 a.m. and might be extended to accommodate those present before 9:30 a.m. who did not have an opportunity to comment.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jody Colombie at (907) 793-1221 no later than January 4, 2013 to ensure that any necessary accommodation can be provided.

For a copy of the proposed regulation change, contact Jody Colombie at (907) 793-1221 or go to www.aogcc.alaska.gov.

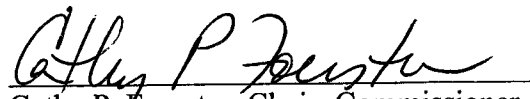
After the public comment period ends, the Alaska Oil and Gas Conservation Commission will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of any final regulation may be different from the proposed regulation. You should comment during the time allowed if your interests could be affected.

Statutory Authority: AS 31.05.030 and AS 31.05.090

Statutes Being Implemented, Interpreted, or Made Specific: AS 31.05.090

Fiscal Information: The proposed regulation change is not expected to require an increased appropriation.

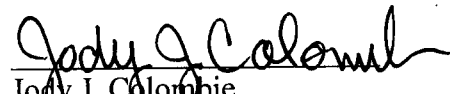
DATE: November 19, 2012


Cathy P. Foerster, Chair, Commissioner

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Alaska Oil and Gas Conservation Commission.
2. General subject of regulation: eliminating the fee required to accompany an application for a Permit to Drill as well as any reference in the regulations to such fee.
3. Citation of regulation: 20 AAC 25.005(c)(1), 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.015(b)(1) and 20 AAC 25.605(a).
4. Reason for the proposed action: compliance with revised state statute.
5. Appropriation/Allocation: Alaska Oil and Gas Conservation Commission.
6. Cost of implementation to the state agency: zero.
7. The name of the contact person for the regulations:
Name Cathy P. Foerster
Title Chair, Commissioner
Address 333 West 7th Avenue, Anchorage, Alaska 99501
Telephone (907) 793-1221
E-mail address is jody.colombie@alaska.gov
8. The origin of the proposed action: Alaska Oil and Gas Conservation Commission staff.
9. Date: November 19, 2012

Prepared by:


Jody J. Colombie
Special Staff Assistant
(907) 793-1221

RECEIVED

NOV 28 2012

STATE OF ALASKA		NOTICE TO PUBLISHER		AOGCC ADVERTISING ORDER NO.	
ADVERTISING ORDER		INVOICE MUST BE IN TRIPLICATE SHOWING ADVERTISING ORDER NO., CERTIFIED AFFIDAVIT OF PUBLICATION (PART 2 OF THIS FORM) WITH ATTACHED COPY OF ADVERTISEMENT MUST BE SUBMITTED WITH INVOICE		AO-02-3-14-024	
SEE BOTTOM FOR INVOICE ADDRESS					
FROM	AOGCC		AGENCY CONTACT		DATE OF A.O.
	333 West 7 th Avenue, Suite 100 Anchorage, AK 99501		Jody Colombie PHONE (907) 793-1221		November 15, 2012 PCN
TO	Alaska Journal of Commerce 301 Arctic Slope Avenue, Suite 350 Anchorage AK 99518		ASAP		
			THE MATERIAL BETWEEN THE DOUBLE LINES MUST BE PRINTED IN ITS ENTIRETY ON THE DATES SHOWN.		
			SPECIAL INSTRUCTIONS:		

AFFIDAVIT OF PUBLICATION

United states of America

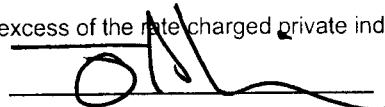
State of Alaska ss

Third Judicial division.

Before me, the undersigned, a notary public this day personally appeared

Tracy Allison who, being first duly sworn, according to law, says that he/she is the Circulation Manager of the Alaska Journal of Commerce

Published at Anchorage in said division Third Judicial and state of Alaska and that the advertisement, of which the annexed is a true copy, was published in said publication on the Twenty-fifth day of November 2012, and thereafter for ____ consecutive days, the last publication appearing on the Twenty-fifth day of November 2012, and that the rate charged thereon is not in excess of the rate charged private individuals.


Subscribed and sworn to before me

This 26th day of November 2012,

Belinda Cummings
Notary public for state of
My commission expires

Notary Public
BELINDA CUMMINGS
State of Alaska
My Commission Expires Jun 14, 2016

REMINDER

INVOICE MUST BE IN TRIPLICATE AND MUST REFERENCE THE ADVERTISING ORDER NUMBER.

A CERTIFIED COPY OF THIS AFFIDAVIT OF PUBLICATION MUST BE SUBMITTED WITH THE INVOICE.

ATTACH PROOF OF PUBLICATION HERE.

**THE REGULATIONS OF THE
ALASKA OIL AND GAS
CONSERVATION COMMISSION**

***BRIEF DESCRIPTION:** The Alaska Oil and Gas Conservation Commission proposes to eliminate the filing fee that is currently charged, by regulation, to persons who apply for a Permit to Drill.

The Alaska Oil and Gas Conservation Commission proposes to adopt changes in Title 20, Chapter 25 of the Alaska Administrative Code. Specifically, the Commission proposes to repeal 20 AAC 25.005(c)(1) to eliminate the filing fee required to accompany an application for a Permit to Drill. In addition, the Commission proposes to amend the language of 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.015(b)(1) and 20 AAC 25.605(a) in order to delete all references to the filing fee required to accompany an application for a Permit to Drill.

You may comment on the proposed regulation change, including the potential costs to private persons of complying with the proposed change, by submitting written comments to Alaska Oil and Gas Conservation Commission at 333 West 7th Avenue, Suite 100, Anchorage, Alaska 99501. Additionally, the Alaska Oil and Gas Conservation Commission will accept comments by facsimile at (907) 276-7542 and by electronic mail at Alaska Oil and Gas Conservation Commission. The comments must be received no later than 4:30 p.m. on January 8, 2013.

Oral or written comments also may be submitted at a hearing to be held on January 8, 2013, at 333 West 7th Avenue, Anchorage, Alaska 99501. The hearing will be held at 9:00 a.m. and might be extended to accommodate those present before 9:30 a.m. who did not have an opportunity to comment.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jody Colombie at (907) 793-1221 no later than January 4, 2013 to ensure that any necessary accommodation can be provided.

For a copy of the proposed regulation change, contact Jody Colombie at (907) 793-1221 or go to www.aogcc.alaska.gov.

After the public comment period ends, the Alaska Oil and Gas Conservation Commission will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of any final regulation may be different from the proposed regulation. You should comment during the time allowed if your interests could be affected.

Statutory Authority: AS 31.05.030 and AS 31.05.090

Statutes Being Implemented, Interpreted, or Made Specific: AS 31.05.090

Fiscal Information: The proposed regulation change is not expected to require an increased appropriation.

DATE: November 15, 2012

By: /s/ Cathy P. Foerster, Chair,
Commissioner

**ADDITIONAL REGULATIONS NOTICE
INFORMATION
(AS 44.62.190(d))**

1. Adopting agency: Alaska Oil and Gas Conservation Commission.
2. General subject of regulation: eliminating the fee required to accompany an application for a Permit to Drill as well as any reference in the regulations to such fee.
3. Citation of regulation: 20 AAC 25.005(c)(1), 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.015(b)(1) and 20 AAC 25.605(a).
4. Reason for the proposed action: compliance with revised state statute.
5. Appropriation/Allocation: Alaska Oil and Gas Conservation Commission.
6. Cost of implementation to the state agency: zero.
7. The name of the contact person for the regulations:

Name	Cathy P. Foerster
Title	Chair, Commissioner
Address	333 West 7th Avenue, Anchorage, Alaska 99501
Telephone	(907) 793-1221
E-mail address	is jody.colombie@alaska.gov
8. The origin of the proposed action: Alaska Oil and Gas Conservation Commission staff.
9. Date: November 15, 2012
Prepared by: Jody J. Colombie
Special Staff Assistant
(907) 793-1221
Pub: 11/25/2012. Ad#10169760


STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

AFFIDAVIT OF ORAL HEARING


I, Cathy P. Foerster, Chair, Commissioner of the Alaska Oil and Gas Conservation Commission, being sworn, state the following:

On January 8, 2013, at 9:00 a.m. at 333 West Seventh Avenue, Anchorage Alaska 99501, I presided over a public hearing held under AS 44.62.210 for the purpose of taking testimony in connection with the adoption of changes to 20 AAC 25.005(c)(1), 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.025.015(b)(1), eliminating filing fees for an application for a permit to drill.

DATE: January 11, 2013
Anchorage, Alaska


Cathy P. Foerster
Chair, Commissioner

SUBSCRIBED AND SWORN TO before me this 11th day of January, 2013.


Notary Public in and for the
State of Alaska
My commission expires: 11/11/14.

ALASKA OIL AND GAS CONSERVATION COMMISSION HEARING

January 8, 2013

Excerpt From Unapproved Minutes

Commissioner John K. Norman moved and Commissioner Cathy P. Foerster seconded the following motion:

“I move to adopt 20 AAC 25.005(c)(1), 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.025.015(b)(1).”

The motion carried unanimously.

#6

1 ALASKA OIL AND GAS CONSERVATION COMMISSION
2 Before Commissioners: Cathy Foerster, Chair
3 Daniel T. Seamount
4 John K. Norman
5 In the Matter of Proposed Regulations)
6 Pertaining to the Elimination of the)
7 Filing Fee Required to Accompany an)
8 Application for a Permit to Drill.)
9 _____)

10 ALASKA OIL and GAS CONSERVATION COMMISSION
11 Anchorage, Alaska
12 January 8, 2013
13 9:00 o'clock a.m.
14 VOLUME I
15 PUBLIC HEARING
16 BEFORE: Cathy Foerster, Chair
17 John K. Norman

TABLE OF CONTENTS

2 Opening remarks by Chair Foerster 03

1 P R O C E E D I N G S

2 (On record - 9:02 a.m.)

3 CHAIR FOERSTER: Good morning. I'll call this
4 hearing to order. This is a public hearing to consider
5 proposed regulations pertaining to the elimination of
6 the filing fee required to accompany an application for
7 a permit to drill. In 2007 the Legislature enacted
8 statutory amendments to AS 31.05, one of those
9 amendments eliminated the statutory filing fee required
10 to accompany permit to drill applications. AOGCC is
11 repealing this regulation to conform the regulation to
12 the statute as amended.

13 This hearing is being held on the morning on
14 January 8th, 2013 at 9:00 a.m. The location is the
15 Commission's offices at 333 West Seventh Avenue,
16 Anchorage, Alaska.

17 I'll first introduce the bench. To my right is
18 Commissioner John Norman and Commissioner Seamount is
19 at the dentist. I'm Cathy Foerster, the Chair.

20 Computer Matrix will be recording these
21 proceedings. Upon completion and preparation of the
22 transcript persons desiring a copy will be able to
23 obtain it by contacting Computer Matrix or
24 alternatively by contacting Jody Colombie, the
25 Commission's Special Assistant.

1 The Commissioners would like to remind anyone
2 who testifies to speak into the microphone so that
3 persons in the rear of the room can hear and so the
4 court reporter can get a clear recording.

5 Specifically the Alaska Oil & Gas Conservation
6 Commission proposes to adopt changes in Title 20,
7 Chapter 25 of the Alaska Administrative Code. The
8 Commission proposes to repeal 20 AAC 25.005(c)(1) to
9 eliminate the filing fee required to accompany an
10 application for a permit to drill. In addition the
11 Commission proposes to amend the language of 20 AAC
12 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.015(b)(1)
13 and 20 AAC 25.605(a), in order to delete all references
14 to the filing fee required to accompany an application
15 for permit to drill. This hearing is being held in
16 accordance with AS 44.62 and 20 AAC 25.540 of the
17 Alaska Administrative Code.

18 If you have a question directed to someone
19 testifying we ask that you provide your question in
20 writing along with your name and that of the witness to
21 the Commission's Special Assistant, Jody Colombie,
22 float wave. Before the end of the hearing the
23 Commission will review these questions and ask those it
24 believes will be helpful in eliciting relevant
25 information.

1 The notice of this hearing was published in the
2 Alaska Journal of Commerce on November 25th, 2012, It
3 was also posted on the state of Alaska online notices
4 website as well as the AOGCC's own website on November
5 15th, 2012.

6 The AOGCC has received no written comments.

7 When considering the factual, substantive and
8 other relevant matters the agency shall pay special
9 attention to the cost to private persons of the
10 proposed regulation actions.

11 Commissioner John Norman will provide comments
12 for AOGCC.

13 COMMISSIONER NORMAN: Thank you, Madam Chair.
14 As you outlined the statutory basis for the regulation
15 was repealed some years ago and because of that the
16 action that is before us today is largely a ministerial
17 action. When the underlying statutory authority is
18 repealed that leaves the regulation hanging in the air
19 without statutory foundation and consequently what
20 we're doing is simply following through as you said to
21 confirm the regulation to the statute. I will place in
22 the record a bit of background for any persons
23 reviewing the record in the future of the process the
24 Commission went through when we took the step of
25 recommending to the Legislature the elimination of the

1 fee for permit to drill.

2 For decades beginning with statehood Alaska law
3 required each application for a permit to drill to be
4 accompanied by a filing fee. Originally that fee was
5 \$50 and then later up to \$100. The \$100 fee had
6 remained in effect for approximately 37 years until the
7 time that the Commission undertook a comprehensive
8 review of all the statutory provisions in Title 31.
9 This was one of the sections reviewed by the
10 Commission. We reviewed it and determined that that
11 fee had become simply what you could characterize as a
12 nuisance fee, it contributed very little to the
13 Commission's overall budget. Our determination was it
14 contributed between 20 to \$25,000 per year towards the
15 Commission's multi-million dollar annual budget and
16 additionally it did not begin to approximate the actual
17 cost of processing an application for a permit to
18 drill.

19 With that in mind the Commission reviewed
20 options for addressing this situation. One option, of
21 course, would have been to increase the fee to bring it
22 more in line with the Commission's actual costs. This
23 would have entailed a significant increase in the
24 required fee. The Commission considered this and one
25 factor that caused us to rule this out was the

1 realization that most of the operators that apply for
2 permits to drill already pay the Regulatory Cost Charge
3 to the Commission. The fee paid for an application for
4 a permit to drill is a direct offset and a year end
5 deduction to the Regulatory Cost Charge so in effect
6 any operator paying a permit fee would in effect have
7 that credited as a reduction of the Regulatory Cost
8 Charge and in effect the fee paid would be going
9 through the revolving door and there would be no net
10 benefit to anyone. We calculated that approximately 80
11 percent of the fees would result in no net benefit to
12 anyone. Of the remaining fees which at most would be
13 about 20 percent, many of these related to companies
14 that are involved in exploration and there was concern
15 on the part of the Commissioners that by setting the
16 fee at a substantially higher rate it could adversely
17 affect exploration in the state of Alaska. This was
18 all discussed and aired at public hearings including
19 discussions with the regulated industry. Everyone
20 agreed that it would be more beneficial to encourage
21 more exploration because to the extent that
22 explorations are successful and additional production
23 is established, that allows more companies to begin
24 paying the Regulatory Cost Charge and share that cost
25 and that is the long-term objective of most operators

1 rather than simply having companies pay a higher permit
2 fee.

3 So that led us then to consider other options
4 and it led us then to what was the most desirable
5 option which was simply to eliminate the fee entirely.
6 One thing that underscored this option for us was the
7 fact that the Commission is increasingly moving in the
8 direction of electronic commerce and the requirement
9 for a monetary payment to accompany an application is a
10 complicating feature where most of the other filings in
11 the future we're hoping will be able to be handled
12 electronically. It is possible that electronic
13 transfers of money could be also handled, but there are
14 some complications with that and since the fee
15 generally does not contribute substantially to the
16 Commission's budget anyway we opted finally to
17 recommend to the Legislature that the fee be
18 eliminated. The Legislature considered all this, this
19 was then discussed in the course of legislative
20 hearings and that led to the repeal of the underlying
21 statute and with that that brings us here today to
22 finish the process out with repeal of the regulation.

23 And with that I will move the adoption of this
24 repealer regulation.

25 CHAIR FOERSTER: And I'll second that motion.

1 Since there's nobody else here to vote, the motion
2 passes.

3 And since this was the only item of business
4 noticed for this hearing it's appropriate to go ahead
5 and adjourn. We're adjourned.

6 (Adjourned - 9:12 a.m.)

7 (END OF PROCEEDINGS)

1

TRANSCRIBER'S CERTIFICATE

2

I, Salena A. Hile, hereby certify that the
3 foregoing pages numbered 02 through 10 are a true,
4 accurate, and complete transcript of proceedings in the
5 above referenced matter - filing fee transcribed under
6 my direction from a copy of an electronic sound
7 recording to the best of our knowledge and ability.

8

9

10 Date

Salena A. Hile, Transcriber

11

TESTIFY (Yes or No)

Colanin AOC CC
Samantha Fisher AOC CC 793-1223 NO
TAB

#5

STATE OF ALASKA

NOTICE TO PUBLISHER

ADVERTISING ORDER NO.

ADVERTISING
ORDERINVOICE MUST BE IN TRIPPLICATE SHOWING ADVERTISING ORDER NO., CERTIFIED
AFFIDAVIT OF PUBLICATION (PART 2 OF THIS FORM) WITH ATTACHED COPY OF
ADVERTISEMENT MUST BE SUBMITTED WITH INVOICE

AO-02-3-14-024

SEE BOTTOM FOR INVOICE ADDRESS

F
R
O
M

AOGCC

333 W 7th Ave, Ste 100
Anchorage, AK 99501

AGENCY CONTACT

Jody Colombie

PHONE

(907) 793-1221

DATE OF A.O.

November 15, 2012

PCN

DATES ADVERTISEMENT REQUIRED:

November 18, 2012

THE MATERIAL BETWEEN THE DOUBLE LINES MUST BE PRINTED IN
ITS ENTIRETY ON THE DATES SHOWN.

SPECIAL INSTRUCTIONS:

T
OAlaska Journal of Commerce
301 Arctic Slope Avenue, Suite 350
Anchorage AK 99518

Type of Advertisement

SEE ATTACHED

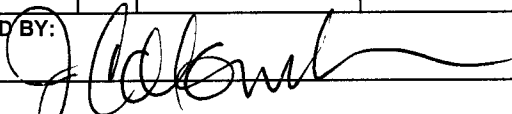
Regulations PTD

SEND INVOICE IN TRIPPLICATE

TO AOGCC, 333 W. 7th Ave., Suite 100
Anchorage, AK 99501PAGE 1 OF
2 PAGESTOTAL OF
ALL PAGES\$

REF	TYPE	NUMBER	AMOUNT	DATE	COMMENTS
1	VEN				
2	ARD	02910			

FIN	AMOUNT	SY	CC	PGM	LC	ACCT	FY	NMR	
								DIST	LIQ
1		12	02140100			73451			
2									

REQUISITIONED BY: 

DIVISION APPROVAL:

**NOTICE OF PROPOSED CHANGES IN THE
REGULATIONS OF THE
ALASKA OIL AND GAS CONSERVATION COMMISSION**

The Alaska Oil and Gas Conservation Commission proposes to adopt changes in Title 20, Chapter 25 of the Alaska Administrative Code. Specifically, the Commission proposes to repeal 20 AAC 25.005(c)(1) to eliminate the filing fee required to accompany an application for a Permit to Drill. In addition, the Commission proposes to amend the language of 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.015(b)(1) and 20 AAC 25.605(a) in order to delete all references to the filing fee required to accompany an application for a Permit to Drill.

You may comment on the proposed regulation change, including the potential costs to private persons of complying with the proposed change, by submitting written comments to Alaska Oil and Gas Conservation Commission at 333 West 7th Avenue, Suite 100, Anchorage, Alaska 99501. Additionally, the Alaska Oil and Gas Conservation Commission will accept comments by facsimile at (907) 276-7542 and by electronic mail at Alaska Oil and Gas Conservation Commission. The comments must be received no later than 4:30 p.m. on January 8, 2013.

Oral or written comments also may be submitted at a hearing to be held on January 8, 2013, at 333 West 7th Avenue, Anchorage, Alaska 99501. The hearing will be held at 9:00 a.m. and might be extended to accommodate those present before 9:30 a.m. who did not have an opportunity to comment.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jody Colombie at (907) 793-1221 no later than January 4, 2013 to ensure that any necessary accommodation can be provided.

For a copy of the proposed regulation change, contact Jody Colombie at (907) 793-1221 or go to www.aogcc.alaska.gov.


After the public comment period ends, the Alaska Oil and Gas Conservation Commission will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of any final regulation may be different from the proposed regulation. You should comment during the time allowed if your interests could be affected.

Statutory Authority: AS 31.05.030 and AS 31.05.090

Statutes Being Implemented, Interpreted, or Made Specific: AS 31.05.090

Fiscal Information: The proposed regulation change is not expected to require an increased appropriation.

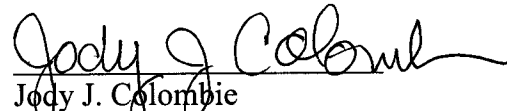
DATE: November 15, 2012


Cathy P. Foerster, Chair, Commissioner

**ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))**

1. Adopting agency: Alaska Oil and Gas Conservation Commission.
2. General subject of regulation: eliminating the fee required to accompany an application for a Permit to Drill as well as any reference in the regulations to such fee.
3. Citation of regulation: 20 AAC 25.005(c)(1), 20 AAC 25.005(e)(2), 20 AAC 25.015(a)(1), 20 AAC 25.015(b)(1) and 20 AAC 25.605(a).
4. Reason for the proposed action: compliance with revised state statute.
5. Appropriation/Allocation: Alaska Oil and Gas Conservation Commission.
6. Cost of implementation to the state agency: zero.
7. The name of the contact person for the regulations:
Name Cathy P. Foerster
Title Chair, Commissioner
Address 333 West 7th Avenue, Anchorage, Alaska 99501
Telephone (907) 793-1221
E-mail address is jody.colombie@alaska.gov
8. The origin of the proposed action: Alaska Oil and Gas Conservation Commission staff.
9. Date: November 15, 2012

Prepared by:


Jody J. Colombie
Special Staff Assistant
(907) 793-1221

STATE OF ALASKA

NOTICE TO PUBLISHER

ADVERTISING ORDER NO.

ADVERTISING
ORDERINVOICE MUST BE IN TRIPPLICATE SHOWING ADVERTISING ORDER NO., CERTIFIED
AFFIDAVIT OF PUBLICATION (PART 2 OF THIS FORM) WITH ATTACHED COPY OF
ADVERTISEMENT MUST BE SUBMITTED WITH INVOICE

AO-02-3-14-024

SEE BOTTOM FOR INVOICE ADDRESS

F
R
O
M

AOGCC

333 West 7th Avenue, Suite 100
Anchorage, AK 99501T
OAlaska Journal of Commerce
301 Arctic Slope Avenue, Suite 350
Anchorage AK 99518

AGENCY CONTACT

DATE OF A.O.

Jody Colombie

November 15, 2012

PHONE

PCN

(907) 793-1221

DATES ADVERTISEMENT REQUIRED:

ASAP

THE MATERIAL BETWEEN THE DOUBLE LINES MUST BE PRINTED IN
ITS ENTIRETY ON THE DATES SHOWN.

SPECIAL INSTRUCTIONS:

AFFIDAVIT OF PUBLICATION

United states of America

State of _____ ss

_____ division.

Before me, the undersigned, a notary public this day personally appeared

_____ who, being first duly sworn, according to law, says that

he/she is the _____ of _____

Published at _____ in said division _____ and

state of _____ and that the advertisement, of which the annexed is

a true copy, was published in said publication on the _____ day of

_____ 2012, and thereafter for _____ consecutive days, the last publication

appearing on the _____ day of _____, 2012, and that the rate

charged thereon is not in excess of the rate charged private individuals.

Subscribed and sworn to before me

This _____ day of _____ 2012,

Notary public for state of _____

My commission expires _____

REMINDER

INVOICE MUST BE IN TRIPPLICATE AND MUST REFERENCE
THE ADVERTISING ORDER NUMBER.A CERTIFIED COPY OF THIS AFFIDAVIT OF PUBLICATION
MUST BE SUBMITTED WITH THE INVOICE.

ATTACH PROOF OF PUBLICATION HERE.

Colombie, Jody J (DOA)

From: Colombie, Jody J (DOA)
Sent: Thursday, November 15, 2012 1:42 PM
To: Hultberg, Becky (DOA); Mike Barnhill; Thayer, Curtis W (DOA); Mills, Andy J (DOA); La Rose, Tina M (DOA)
Subject: FW: Regulations AOGCC Elimination of the Permit to Drill Fee
Attachments: Notice of Hearing, Additional Information and Proposed Regulations 11-15-12.pdf

From: Colombie, Jody J (DOA)

Sent: Thursday, November 15, 2012 1:40 PM

To: Legislative Affairs Agency; resregs@legis.state.ak.us; senator_pete_kelly@legis.state.ak.us; senator_click_bishop@legis.state.ak.us; senator_mike_dunleavy@legis.state.ak.us; senator_berta_gardner@legis.state.ak.us; Meyer, Kevin G (LAA); senator_anna_fairclough@legis.state.ak.us; senator_peter_micciche@legis.state.ak.us; Egan, Dennis W (LAA); representative_doug_isaacson@legis.state.ak.us; representative_pete_higgins@legis.state.ak.us; Hughes, Shelley (LAA); representative_lynn_gattis@legis.state.ak.us; representative_gabrielle_ledoux@legis.state.ak.us; representative_andrew_josephson@legis.state.ak.us; representative_harriet_drummond@legis.state.ak.us; representative_geran_tarr@legis.state.ak.us; representative_lora_reinbold@legis.state.ak.us; Munoz, Cathy N (LAA); representative_jonathan_kreiss-tomkins@legis.state.ak.us; Foster, Neal W (LAA); representative_benjamin_nageak@legis.state.ak.us; Singh, Angela K (DOA); Ballantine, Tab A (LAW); Bettis, Patricia K (DOA); Brooks, Phoebe L (DOA); Colombie, Jody J (DOA); Crisp, John H (DOA); Davies, Stephen F (DOA); Ferguson, Victoria L (DOA); Fisher, Samantha J (DOA); Foerster, Catherine P (DOA); Grimaldi, Louis R (DOA); Johnson, Elaine M (DOA); Jones, Jeffery B (DOA); Laasch, Linda K (DOA); Bender, Makana K (DOA); McIver, Bren (DOA); McMains, Stephen E (DOA); Mumm, Joseph (DOA sponsored); Noble, Robert C (DOA); Norman, John K (DOA); Okland, Howard D (DOA); Paladijczuk, Tracie L (DOA); Pasqual, Maria (DOA); Regg, James B (DOA); Roby, David S (DOA); Scheve, Charles M (DOA); Schwartz, Guy L (DOA); Seamount, Dan T (DOA); Wallace, Chris D (DOA); Aaron Gluzman; Aaron Sorrell; Bruce Williams; Bruno, Jeff J (DNR); caunderwood@marathonoil.com; Casey Sullivan; Dale Hoffman; David Lenig; Donna Vukich; Eric Lidji; Erik Opstad; Franger, James M (DNR); Gary Orr; Smith, Graham O (PCO); Greg Mattson; Heusser, Heather A (DNR); James Rodgers; Jason Bergerson; Jennifer Starck; jill.a.mcleod@conocophillips.com; Joe Longo; King, Kathleen J (DNR); Lara Coates; Lois Epstein; Marc Kuck; Steele, Marie C (DNR); Matt Gill; Melissa Okoola; Ostrovsky, Larry (DNR sponsored); Bettis, Patricia K (DOA); Perrin, Don J (DNR); Peter Contreras; Pexton, Scott R (DNR); Richard Garrard; Ryan Daniel; Sandra Lemke; Talib Syed; Terrace Dalton; Wayne Wooster; Woolf, Wendy C (DNR); William Hutto; William Van Dyke; (michael.j.nelson@conocophillips.com); AKDCWellIntegrityCoordinator; alaska@petrocalc.com; Anna Raff; Barbara F Fullmer; bbritch; bbohrer@ap.org; Bill Penrose; Bill Walker; Bowen Roberts; Bruce Webb; Claire Caldes; Cliff Posey; Crandall, Krissell; D Lawrence; Daryl J. Kleppin; Dave Harbour; Dave Matthews; David Boelens; David Duffy; David House; Scott, David (LAA); David Steingreaber; Davide Simeone; ddonkel@cfl.rr.com; Elowe, Kristin; Francis S. Sommer; Gary Laughlin; schultz, gary (DNR sponsored); ghammons; Gordon Pospisil; Gorney, David L.; Greg Duggin; Gregg Nady; Gregory Geddes; gspfoff; Jdarlington (jarlington@gmail.com); Jeanne McPherren; Jones, Jeffery B (DOA); Jerry McCutcheon; Jill Womack; Jim White; Jim Winegarner; Joe Lastufka; news@radiokenai.com; Easton, John R (DNR); John Garing; John Spain; Jon Goltz; Jones, Jeffrey L (GOV); Judy Stanek; Judy Stanek; Houle, Julie (DNR); Julie Little; Kari Moriarty; Kaynell Zeman; Keith Wiles; Kelly Sperback; Gregersen, Laura S (DNR); Luke Keller; Marc Kovak; Mark Dalton; Mark Hanley (mark.hanley@anadarko.com); Mark P. Worcester; Kremer, Marguerite C (DNR); Michael Jacobs; Mike Bill; mike@kbbi.org; Mike Morgan; Mikel Schultz; Mindy Lewis; MJ Loveland; mjnelson; mkm7200; knelson@petroleumnews.com; Nick W. Glover; NSK Problem Well Supv; Patty Alfaro; Decker, Paul L (DNR); Paul Figel; Paul Mazzolini; Paul Winslow; Randall Kanady; Randy L. Skillern; Delbridge, Rena E (LAA); Renan Yanish; Robert Brelsford; Robert Campbell; Ryan Tunseth; Scott Cranswick; Scott Griffith; Shannon Donnelly; Sharmaine Copeland; Shellenbaum, Diane P (DNR); Slemmons, Jonne D (DNR); Sondra Stewman; Stan Porhola; Stephanie Klemmer; Moothart, Steve R (DNR); Steven R. Rossberg; Suzanne Gibson; sheffield@aoga.org; Davidson, Temple (DNR); Teresa Imm; Thor Cutler; Tim Mayers; Tina Grovier; Todd Durkee; Tony Hopfinger; trmjr1; Vicki Irwin; Walter Featherly; yjrosen@ak.net; David Johnson; Joseph Flack; Tiffany Stebbins
Subject: Regulations AOGCC Elimination of the Permit to Drill Fee

The Alaska Oil and Gas Conservation Commission proposes to adopt changes in Title 20, Chapter 25 of the Alaska Administrative Code. Specifically, the Commission proposes to repeal 20 AAC 25.005(c)(1) to eliminate the filing fee required to accompany an application for a Permit to Drill. In addition, the Commission proposes to amend the language of 20 AAC 25.005(e)(2), 20 AAC

25.015(a)(1), 20 AAC 25.015(b)(1) and 20 AAC 25.605(a) in order to delete all references to the filing fee required to accompany an application for a Permit to Drill.

Jody J. Colombie
Special Assistant
Alaska Oil and Gas Conservation Commission
333 West 7th Avenue
Anchorage, AK 99501
(907)793-1221 (phone)
(907)276-7542 (fax)

Andrew L. Josephson
Post Office Box 230915
Anchorage, AK 99523-0915

Benjamin P. Nageak
Post Office Box 914
Barrow, AK 99723

Doug Isaacson
2580 Stoneman Way
North Pole, AK 99705

Gabrielle LeDoux
8859 Cross Pointe Loop
Anchorage, AK 99504

Geran Tarr
Post Office Box 143141
Anchorage, AK 99514

Harriet A. Drummond
2139 Solstice Cir.
Anchorage, AK 99503

Jonathan S. Kreiss-Tomkins
805 Charles St.
Sitka, AK 99835

Lora Reinbold
Post Office Box 772111
Eagle River, AK 99577

Lynn Gattis
1650 N. Shoreline Dr.
Wasilla, AK 99654

Pete Higgins
3875 Geist Rd., Ste. E-382
Fairbanks, AK 99709

Anna I. Fairclough
Post Office Box 771112
Eagle River, AK 99577


Berta Gardner
1405 Matterhorn Way
Anchorage, AK 99508

Click Bishop
3365 Sandvik Rd.
Fairbanks, AK 99709

Mike J. Dunleavy
1830 E Parks Hwy, Ste. A-113, PMB #550
Wasilla, AK 99654

Pete Kelly
511 East Slater Dr.
Fairbanks, AK 99701

Peter A. Micciche
Post Office Box 1544
Soldotna, AK 99669

Mailed
11/15/2012


Easy Peel® Labels
Use Avery® Template 5160®

Mary Jones
XTO Energy, Inc.
Cartography
810 Houston St., Ste. 200
Ft. Worth, TX 76102-6298

Feed Paper

Bend along line to
expose Pop-up Edge™



AVERY® 5960™

David McCaleb
IHS Energy Group
GEPS
5333 Westheimer, Ste. 100
Houston, TX 77056

George Vaught, Jr.
P.O. Box 13557
Denver, CO 80201-3557

Jerry Hodgden
Hodgden Oil Company
408 18th St.
Golden, CO 80401-2433

Richard Neahring
NRG Associates
President
P.O. Box 1655
Colorado Springs, CO 80901

Mark Wedman
Halliburton
6900 Arctic Blvd.
Anchorage, AK 99502

Bernie Karl
K&K Recycling Inc.
P.O. Box 58055
Fairbanks, AK 99711

CIRI
Land Department
P.O. Box 93330
Anchorage, AK 99503

Baker Oil Tools
795 E. 94th Ct.
Anchorage, AK 99515-4295

North Slope Borough
Planning Department
P.O. Box 69
Barrow, AK 99723

Richard Wagner
P.O. Box 60868
Fairbanks, AK 99706

Gordon Severson
3201 Westmar Cir.
Anchorage, AK 99508-4336

Jack Hakkila
P.O. Box 190083
Anchorage, AK 99519

Darwin Waldsmith
P.O. Box 39309
Ninilchik, AK 99639

James Gibbs
P.O. Box 1597
Soldotna, AK 99669

Penny Vadla
399 W. Riverview Ave.
Soldotna, AK 99669-7714

Mailed
4/15/2012

#4

MEMORANDUM


STATE OF ALASKA

ALASKA OIL AND GAS CONSERVATION COMMISSION

TO: Regulations Attorney
Legislation/Regulation Section
Department of Law

DATE: July 16, 2012

SUBJECT: Request for Legal Review of
Regulations Project on
Eliminating Filing
Fees for an Application for a
Permit to Drill
20 AAC 25.005(c)(1)

FROM: 
Cathy P. Foerster, Chair
Regulations Contact
Department of Administration

We are requesting legal review and approval of the attached final regulations on Eliminating Filing Fees for an Application for a Permit to Drill, which were adopted by the Alaska Oil and Gas Conservation Commission.

Enclosed are the following documents:

1. the original and one copy of the final regulations for the Department of Law's use;
2. the original signed and dated certification order;
3. the original of the public notice;
4. the original of the additional regulations notice information form distributed with the notice;
5. the original of the publisher's affidavit of publication;
6. affidavit of notice of proposed adoption of regulations and furnishing of additional information;
7. the original of the affidavit of oral hearing;
8. the original of the affidavit of commission action;

We have worked with Assistant Attorney General Thomas Ballantine on the project.

Upon completion of your review, please forward the regulations to the lieutenant governor for filing.

Register _____, _____ 2012

MISCELLANEOUS BOARDS

20 AAC 25.005(c)(1) is repealed:

(1) Repealed ____/____/____;

Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 6/4/2000, register 154; am 1/5/2006, Register 177; am 12/28/2006, Register 180

Authority: AS 31.05.030

AS 31.05.090

Register _____, _____ 2012

MISCELLANEOUS BOARDS

20 AAC 25.005(c)(1) is repealed:

(1) Repealed ____/____/____;

Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 6/4/2000, register 154; am 1/5/2006, Register 177; am 12/28/2006, Register 180

Authority: AS 31.05.030

AS 31.05.090

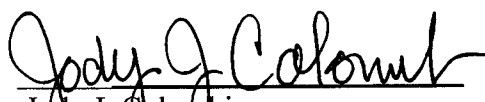
STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

AFFIDAVIT OF COMMISSION ACTION

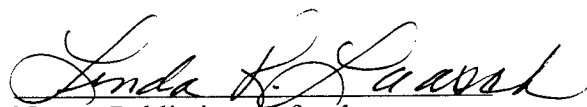
I, Jody J. Colombie, Special Assistant to the Alaska Oil and Gas Conservation Commission, being sworn, state the following:

The attached motion, dealing with eliminating filing fees for an application for a permit to drill regulation changes, was passed by the Alaska Oil and Gas Conservation Commission during its June 7, 2010 hearing.

Date: August 20, 2012
 Anchorage


Jody J. Colombie
Special Assistant to the Commission

SUBSCRIBED AND SWORN TO before me this 20th day of August, 2012.


Notary Public in and for the
State of Alaska
My commission expires: 11/11/2014

ALASKA OIL AND GAS CONSERVATION COMMISSION HEARING
June 7, 2012 Hearing

Commissioner John K. Norman moved and Commissioner Daniel T. Seamount, Jr. seconded the following motion:

“I move to adopt 20 AAC 25.005(c)(1).”

The motion carried unanimously.

)

) SS.

THIRD JUDICIAL DISTRICT


)

AFFIDAVIT OF ORAL HEARING

I, Cathy P. Foerster, Chair, Commissioner of the Alaska Oil and Gas Conservation Commission, being sworn, state the following:

On June 7, 2012, at 9:00 a.m., 333 West 7th Avenue, Anchorage, Alaska 99501, I presided over a public hearing held under AS 44.62.210 for the purpose of taking testimony in connection with the repealing 20 AAC 25.005(c)(1) eliminating filing fees for an application for a permit to drill.

DATE: July 16, 2012
Anchorage


Cathy P. Foerster
Chair, Commissioner

SUBSCRIBED AND SWORN TO before me this 16th day of July, 2012.

Linda L. Laapsa
Notary Public in and for the
State of Alaska
My commission expires: 11/11/14

)

AFFIDAVIT OF NOTICE OF PROPOSED ADOPTION OF REGULATIONS
AND FURNISHING OF ADDITIONAL INFORMATION


I, Jody J. Colombie, Special Assistant to the Commission I, of the Alaska Oil and Gas Conservation Commission, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 20 AAC 25.005(c)(1) eliminating filing fees for an application for a permit to drill has been given by being

- (1) published in a newspaper or trade publication;
- (2) furnished to interested persons;
- (3) furnished to appropriate state officials;
- (4) furnished to the Department of Law, along with a copy of the proposed regulations;
- (5) electronically transmitted to incumbent State of Alaska legislators;
- (6) furnished to the Legislative Affairs Agency, Legislative Legal and Research Services;
- (7) posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1);
- (8) furnished electronically, along with a copy of the proposed regulations, to the Legislative Affairs Agency, the chair of the Resources Committee of the Alaska Senate and House of Representatives, the Administrative Regulation Review Committee, and the legislative council.

As required by AS 44.62.190(d), additional regulations notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (5) and (6) of the list above. The additional regulations notice information also has been posted on the Alaska Online Public Notice System.

DATE: July 16, 2012
Anchorage, Alaska


Jody J. Colombie
Special Assistant to the Commission I

SUBSCRIBED AND SWORN TO before me this 16th day of July, 2012.

Linda K. Raab
Notary Public in and for the
State of Alaska
My commission expires: 11/11/14.

STATE OF ALASKA

NOTICE TO PUBLISHER

ADVERTISING ORDER NO.

ADVERTISING
ORDERINVOICE MUST BE IN TRIPLICATE SHOWING ADVERTISING ORDER NO., CERTIFIED
AFFIDAVIT OF PUBLICATION (PART 2 OF THIS FORM) WITH ATTACHED COPY OF
ADVERTISEMENT MUST BE SUBMITTED WITH INVOICE**AO-02214014**

SEE BOTTOM FOR INVOICE ADDRESS

F
R
O
M

AOGCC

333 W 7th Ave, Ste 100
Anchorage, AK 99501T
OAlaska Journal of Commerce
301 Arctic Slope Avenue, Suite 350
Anchorage AK 99518

AGENCY CONTACT

Jody Colombie

PHONE

(907) 793-1221

DATE OF A.O.

April 2, 2012

PCN

DATES ADVERTISEMENT REQUIRED:

ASAP

THE MATERIAL BETWEEN THE DOUBLE LINES MUST BE PRINTED IN
ITS ENTIRETY ON THE DATES SHOWN.

SPECIAL INSTRUCTIONS:

Type of Advertisement

SEE ATTACHED

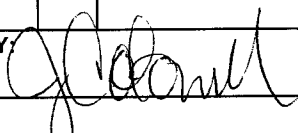
SEND INVOICE IN TRIPLICATE

TO

AOGCC, 333 W. 7th Ave., Suite 100
Anchorage, AK 99501PAGE 1 OF
2 PAGESTOTAL OF
ALL PAGES\$

REF	TYPE	NUMBER	AMOUNT	DATE	COMMENTS
1	VEN				
2	ARD	02910			

FIN	AMOUNT	SY	CC	PGM	LC	ACCT	FY	NMR
								DIST LIQ
1		12	02140100			73451		
2								

REQUISITIONED BY: 	DIVISION APPROVAL:
---	--------------------

**NOTICE OF PROPOSED CHANGES IN THE
REGULATIONS OF THE
ALASKA OIL AND GAS CONSERVATION COMMISSION**

The Alaska Oil and Gas Conservation Commission propose to adopt regulation changes in Title 20, Chapter 25 of the Alaska Administrative Code. The Commission proposes to repeal 20 AAC 25.005(c)(1) to eliminate the filing fee required to accompany an application for a Permit to Drill.

You may comment on the proposed regulation change, including the potential costs to private persons of complying with the proposed change, by submitting written comments to Alaska Oil and Gas Conservation Commission at 333 West 7th Avenue, Suite 100, Anchorage, Alaska 99501. Additionally, the Alaska Oil and Gas Conservation Commission will accept comments by facsimile at (907) 276-7542 and by electronic mail at Alaska Oil and Gas Conservation Commission. The comments must be received no later than 4:30 p.m. on May 15, 2012.

Oral or written comments also may be submitted at a hearing to be held on June 7, 2012, at 333 West 7th Avenue, Anchorage, Alaska 99501. The hearing will be held at 9:00 a.m. and might be extended to accommodate those present before 9:30 a.m. who did not have an opportunity to comment.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jody Colombie at (907) 793-1221 no later than June 1, 2012 to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation change, contact Jody Colombie at (907) 793-1221 or go to www.aogcc.alaska.gov.

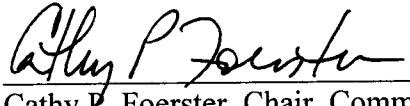
After the public comment period ends, the Alaska Oil and Gas Conservation Commission will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of any final regulation may be different from the proposed regulation. You should comment during the time allowed if your interests could be affected.

Statutory Authority: AS 31.05.030 and AS 31.05.090

Statutes Being Implemented, Interpreted, or Made Specific: AS 31.05.090

Fiscal Information: The proposed regulation change is not expected to require an increased appropriation.

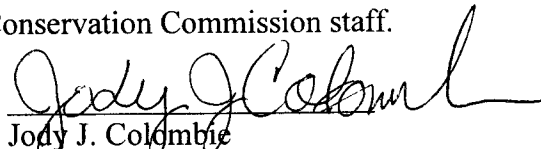
DATE: April 2, 2012


Cathy P. Foerster, Chair, Commissioner

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Alaska Oil and Gas Conservation Commission.
2. General subject of regulation: eliminating the fee required to accompany an application for a Permit to Drill.
3. Citation of regulation: 20 AAC 25.005(c)(1).
4. Reason for the proposed action: compliance with revised state statute.
5. Appropriation/Allocation: Alaska Oil and Gas Conservation Commission.
6. Cost of implementation to the state agency: zero.
7. The name of the contact person for the regulations:
Name Cathy P. Foerster
Title Chair, Commissioner
Address 333 West 7th Avenue, Anchorage, Alaska 99501
Telephone (907) 793-1221
E-mail address is jody.colombie@alaska.gov
8. The origin of the proposed action: Alaska Oil and Gas Conservation Commission staff.
9. Date: April 2, 2012

Prepared by:


Jody J. Colombie
Special Staff Assistant
(907) 793-1221

STATE OF ALASKA

NOTICE TO PUBLISHER

ADVERTISING ORDER NO.

ADVERTISING
ORDERINVOICE MUST BE IN TRIPPLICATE SHOWING ADVERTISING ORDER NO., CERTIFIED
AFFIDAVIT OF PUBLICATION (PART 2 OF THIS FORM) WITH ATTACHED COPY OF
ADVERTISEMENT MUST BE SUBMITTED WITH INVOICE

AO-02214014

SEE BOTTOM FOR INVOICE ADDRESS

F R O M	AOGCC	AGENCY CONTACT	DATE OF A.O.
	333 West 7 th Avenue, Suite 100 Anchorage, AK 99501		
T O	Alaska Journal of Commerce 301 Arctic Slope Avenue, Suite 350 Anchorage AK 99518	DATES ADVERTISEMENT REQUIRED: ASAP	
		THE MATERIAL BETWEEN THE D PRINTED IN ITS ENTIRETY ON TH SPECIAL INSTRUCTIONS: accommodations can be provided. For a copy of the proposed regulation change, contact Jody Colombie at (907) 793-1221 or go to www.aogcc.alaska.gov. After the public comment period ends, the Alaska Oil and Gas Conservation Commission will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of any final regulation may be different from the proposed regulation. You should comment during the time allowed if your interests could be affected. Statutory Authority: AS 31.05.030 and AS 31.05.090 Statutes Being Implemented, Interpreted, or Made Specific: AS 31.05.090 Fiscal Information: The proposed regulation change is not expected to require an increased appropriation. DATE: April 2, 2012 By: s/Cathy P. Foerster, Chair, Commissioner	

AFFIDAVIT OF PUBLICATION

United states of America

State of Alaska ss3rd Judicial division.

Before me, the undersigned, a notary public this day personally appeared

Lara Bickford who, being first duly sworn, according to law, says thathe/she is the Business Manager of Alaska Journal of CommercePublished at Anchorage in said division 3rd Judicial andstate of Alaska and that the advertisement, of which the annexedis a true copy, was published in said publication on the 8th day ofApril 2012, and thereafter for _____ consecutive days, the lastpublication appearing on the 8th day of April 2012, and that the

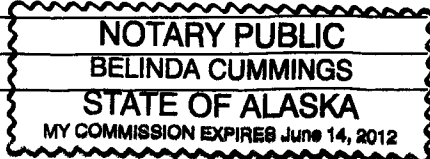
rate charged thereon is not in excess of the rate charged private individuals.

Subscribed and sworn to before me

This 9th day of April 2012,

Notary public for state of _____

My commission expires _____



REMI

INVOICE MUST BE IN TRIPPLICATE
THE ADVERTISING ORDER NO.

A CERTIFIED COPY OF THIS A

NOTICE OF PROPOSED CHANGES IN

THE REGULATIONS OF THE
ALASKA OIL AND GAS
CONSERVATION COMMISSION

The Alaska Oil and Gas Conservation Commission propose to adopt regulation changes in Title 20, Chapter 25 of the Alaska Administrative Code. The Commission proposes to repeal 20 AAC 25.005(c)(1) to eliminate the filing fee required to accompany an application for a Permit to Drill. You may comment on the proposed regulation change, including the potential costs to private persons of complying with the proposed change, by submitting written comments to Alaska Oil and Gas Conservation Commission at 333 West 7th Avenue, Suite 100, Anchorage, Alaska 99501. Additionally, the Alaska Oil and Gas Conservation Commission will accept comments by facsimile at (907) 276-7542 and by electronic mail at Alaska Oil and Gas Conservation Commission. The comments must be received no later than 4:30 p.m. on May 15, 2012.

Oral or written comments also may be submitted at a hearing to be held on June 7, 2012, at 333 West 7th Avenue, Anchorage, Alaska 99501. The hearing will be held at 9:00 a.m. and might be extended to accommodate those present before 9:30 a.m. who did not have an opportunity to comment. If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jody Colombie at (907) 793-1221 no later than June 1, 2012 to ensure that any necessary

ADDITIONAL REGULATIONS NOTICE
INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Alaska Oil and Gas Conservation Commission.
2. General subject of regulation: eliminating the fee required to accompany an application for a Permit to Drill.
3. Citation of regulation: 20 AAC 25.005(c)(1).
4. Reason for the proposed action: compliance with revised state statute.
5. Appropriation/Allocation: Alaska Oil and Gas Conservation Commission.
6. Cost of implementation to the state agency: zero.
7. The name of the contact person for the regulations:
Name Cathy P. Foerster
Title Chair, Commissioner
Address 333 West 7th Avenue,
Anchorage, Alaska 99501
Telephone (907) 793-1221
E-mail address
jody.colombie@alaska.gov
8. The origin of the proposed action: Alaska Oil and Gas Conservation Commission staff.
9. Date: April 2, 2012
Prepared by: Jody J. Colombie
Special Staff Assistant
(907) 793-1221
Pub: 4/8/2012

Ad#10161511

Register _____, _____ 2012

MISCELLANEOUS BOARDS

20 AAC 25.005(c)(1) is repealed:

(1) [A FEE OF \$100 PAYABLE TO THE STATE OF ALASKA/AOGCC;]

____/____/____, Register ____; (Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am
11/7/99, Register 152; am 6/4/2000, register 154; am 1/5/2006, Register 177; am
12/28/2006, Register 180)

Authority: AS 31.05.030 AS 31.05.090

SERVICE LIST FOR PROPOSED AMENDMENTS TO 20 AAC 25.005(c)(1)

On April 2, 2012, I mailed to the following individuals the public notice of proposed amendments to 20 AAC 25.005(c)(1), additional regulations notice information, and proposed regulations:

Debra Behr
Chief Assistant Attorney General
Legislation and Regulations Section
Department of Law
PO Box 110300
Juneau, AK 99811

Colombie, Jody J (DOA)

From: Colombie, Jody J (DOA)
Sent: Monday, April 02, 2012 10:47 AM
To: 'gov.alllegislators@alaska.gov'; resregs@legis.state.ak.us; Hultberg, Becky (DOA); Cramer, John W (DOA); Ballantine, Tab A (LAW); Brooks, Phoebe; Colombie, Jody J (DOA); Crisp, John H (DOA); Davies, Stephen F (DOA); Fisher, Samantha J (DOA); Foerster, Catherine P (DOA); Grimaldi, Louis R (DOA); Herrera, Matt F (DOA); Johnson, Elaine M (DOA); Jones, Jeffery B (DOA); Laasch, Linda K (DOA); Makana Bender; Matt Herrera; Maunder, Thomas E (DOA sponsored); McIver, Bren (DOA); McMains, Stephen E (DOA); Mumm, Joseph (DOA sponsored); Noble, Robert C (DOA); Norman, John K (DOA); Okland, Howard D (DOA); Paladijczuk, Tracie L (DOA); Pasqual, Maria (DOA); Regg, James B (DOA); Roby, David S (DOA); Saltmarsh, Arthur C (DOA); Scheve, Charles M (DOA); Schwartz, Guy L (DOA); Seamount, Dan T (DOA); 'Aaron Gluzman'; 'Ben Greene'; 'Bruce Williams'; Bruno, Jeff J (DNR); 'CA Underwood'; Casey Sullivan; 'Dale Hoffman'; David Lenig; 'Donna Vukich'; Eric Lidji; Erik Opstad; Franger, James M (DNR); 'Gary Orr'; 'Graham Smith'; 'Greg Mattson'; Heusser, Heather A (DNR); 'Jason Bergerson'; Jennifer Starck; 'Jill McLeod'; 'Joe Longo'; King, Kathleen J (DNR); 'Lara Coates'; Lois Epstein; Marc Kuck; 'Marie Steele'; 'Mary Aschoff'; 'Matt Gill'; Maurizio Grandi; Ostrovsky, Larry Z (DNR); 'Patricia Bettis'; Perrin, Don J (DNR); Peter Contreras; Pexton, Scott R (DEC); Richard Garrard; 'Ryan Daniel'; 'Sandra Lemke'; Talib Syed; 'Ted Rockwell'; 'Wayne Wooster'; 'Wendy Wolff'; 'William Hutto'; 'William Van Dyke'; (michael.j.nelson@conocophillips.com); (Von.L.Hutchins@conocophillips.com); 'AKDCWellIntegrityCoordinator'; Alan Dennis; alaska@petrocalc.com; Anna Raff; 'Barbara F Fullmer'; bbritch; Becky Bohrer; Bill Penrose; Bill Walker; Bowen Roberts; Brandon Gagnon; Brandon, Cande (ASRC Energy Services); Brian Havelock; Bruce Webb; caunderwood; Chris Gay; 'Claire Caldes'; Cliff Posey; Crandall, Krissell; 'D Lawrence'; dapa; Daryl J. Kleppin; 'Dave Harbour'; 'Dave Matthews'; David Boelens; David House; 'David Scott'; David Steingreaber; 'ddonkel@cfl.rr.com'; 'Dennis Steffy'; Elowe, Kristin; Erika Denman; Francis S. Sommer; Fred Steece; Garland Robinson; Gary Laughlin; Gary Schultz (gary.schultz@alaska.gov); ghammons; Gordon Pospisil; Gorney, David L.; 'Greg Duggin'; 'Gregg Nady'; 'Gregory Geddes'; gspfoff; Jdarlington (jarlington@gmail.com); 'Jeanne McPherrin'; Jeff Jones; Jeffery B. Jones (jeff.jones@alaska.gov); Jerry McCutcheon; Jill Womack; Jim White; Jim Winegarner; Joe Nicks; 'John Easton'; John Garing; John Katz (john.katz@alaska.gov); John S. Haworth; John Spain; Jon Goltz; Jones, Jeffrey L (GOV); Judy Stanek; Julie Houle; Kari Moriarty; Kaynell Zeman; Keith Wiles; Kelly Sperback; 'Kim Cunningham'; Larry Ostrovsky; Laura Silliphant (laura.gregersen@alaska.gov); 'Luke Keller'; Marc Kovak; Mark Dalton; Mark Hanley (mark.hanley@anadarko.com); Mark P. Worcester; Marquerite kremer (meg.kremer@alaska.gov); 'Michael Dammeyer'; Michael Jacobs; Mike Bill; Mike Mason; 'Mike Morgan'; Mikel Schultz; Mindy Lewis; MJ Loveland; mjnelson; mkm7200; nelson; Nick W. Glover; NSK Problem Well Supv; Patty Alfaro; Paul Decker (paul.decker@alaska.gov); 'Paul Figel'; 'Paul Mazzolini'; Randall Kanady; Randy L. Skillern; 'Rena Delbridge'; 'Renan Yanish'; rob.g.dragnich@exxonmobil.com; 'Robert Brelsford'; Robert Campbell; 'Ryan Tunseth'; Scott Cranswick; 'Scott Griffith'; Shannon Donnelly; Sharmaine Copeland; Shellenbaum, Diane P (DNR); Slemons, Jonne D (DNR); Sondra Stewman; 'Stephanie Klemmer'; Steve Lambert; Steve Moothart (steve.moothart@alaska.gov); Steven R. Rossberg; 'Suzanne Gibson'; tablerk; Tamera Sheffield; Taylor, Cammy O (DNR); Temple Davidson; Teresa Imm; Terrie Hubble; Thor Cutler; 'Tim Mayers'; Tina Grovier; Todd Durkee; Tony Hopfinger; trmj1; Vicki Irwin; Walter Featherly; Will Chinn; Williamson, Mary J (DNR); Yereth Rosen; 'David Johnson'; 'Joseph Flack'; 'Tiffany Stebbins'
Subject: Public Notice (Alaska Oil and Gas Conservation Commission) (repealing 20 AAC 25.005(c)(1)
Attachments: 20 AAC 25.005(c)(1) Notice of hearing, Additional Information and Proposed Regulation.pdf

Attached is a Notice of Proposed regulations of the Alaska Oil and Gas Conservation Commission repealing 20 AAC 25.005(c)(1) to eliminate the filing fee required to accompany an application for a Permit to Drill.

Jody J. Colombie
Special Assistant
Alaska Oil and Gas Conservation Commission
333 West 7th Avenue
Anchorage, AK 99501
(907)793-1221 (phone)
(907)276-7542 (fax)

Mary Jones
XTO Energy, Inc.
Cartography
810 Houston Street, Ste 200
Ft. Worth, TX 76102-6298

David McCaleb
IHS Energy Group
GEPS
5333 Westheimer, Suite 100
Houston, TX 77056

George Vaught, Jr.
P.O. Box 13557
Denver, CO 80201-3557

Jerry Hodgden
Hodgden Oil Company
408 18th Street
Golden, CO 80401-2433

Richard Neahrng
NRG Associates
President
P.O. Box 1655
Colorado Springs, CO 80901

Mark Wedman
Halliburton
6900 Arctic Blvd.
Anchorage, AK 99502

Bernie Karl
K&K Recycling Inc.
P.O. Box 58055
Fairbanks, AK 99711

CIRI
Land Department
P.O. Box 93330
Anchorage, AK 99503

Baker Oil Tools
795 E. 94th Ct.
Anchorage, AK 99515-4295

North Slope Borough
Planning Department
P.O. Box 69
Barrow, AK 99723

Richard Wagner
P.O. Box 60868
Fairbanks, AK 99706

Gordon Severson
3201 Westmar Circle
Anchorage, AK 99508-4336

Jack Hakkila
P.O. Box 190083
Anchorage, AK 99519

Darwin Waldsmith
P.O. Box 39309
Ninilchick, AK 99639

James Gibbs
P.O. Box 1597
Soldotna, AK 99669

Penny Vadla
399 West Riverview Avenue
Soldotna, AK 99669-7714

Cliff Burglin
319 Charles Street
Fairbanks, AK 99701

Mailed
4/3/12

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF ALASKA OIL AND GAS CONSERVATION COMMISSION


The attached 1 page of regulations, dealing with eliminating filing fees for an application for a permit to drill, is certified to be a correct copy of the regulation changes that the Alaska Oil and Gas Conservation Commission adopted at its June 7, 2012 hearing, under the authority of AS 31.05.030 and AS 31.05.040 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the Alaska Oil and Gas Conservation Commission paid special attention to the cost to private persons of the regulatory action being taken. Although no public comments were received, the Alaska Oil and Gas Conservation Commission paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE: July 16, 2012
Anchorage, Alaska


Cathy P. Foerster
Chair, Commissioner

FILING CERTIFICATION

I, Mead Treadwell, Lieutenant Governor for the State of Alaska, certify that on _____,
at _____.m., I filed the attached regulations according to the provisions of AS 44.62.040 -
44.62.120.

Lieutenant Governor

Effective: _____.

Register: _____.

20 AAC 25.005(c)(1) is repealed:

(1) repealed ____/____/____;

20 AAC 25.005(e)(2) is amended to read:

(2) for each other well branch, the application for a Permit to Drill need only include information under (c) of this section that is unique to that well branch [AND NEED NOT BE ACCOMPANIED BY THE \$100 FEE].

(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 6/4/2000, Register 154; am 1/5/2006, Register 177; am 12/28/2006, Register 180; am ____/____/____, Register ____)

Authority: AS 31.05.030 AS 31.05.090

20 AAC 25.015(a)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill if the proposed surface location is changed, if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or vertically, or if the change requires a spacing exception under 20 AAC 25.055; [HOWEVER, NO ADDITIONAL FEE IS REQUIRED;] or

20 AAC 25.015(b)(1) is amended to read:

(1) submit and obtain the commission's approval of a new application for a Permit to Drill [, ACCOMPANIED BY A FEE OF \$100,] if the proposed bottom-hole location or the proposed location of an objective formation is changed by more than 500 feet laterally or vertically, or if the change requires a spacing exception under 20 AAC 25.055; or

(Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 1/5/2006, Register 177; am ____/____/____, Register ____)

Authority: AS 31.05.030 AS 31.05.090

20 AAC 25.605 is amended to read:

(a) The formula for determining a person's regulatory cost charge under AS 31.05.093 is

$$RCC = V_{OP} / V_{TOT} * (A[-F]-L)$$

where

RCC = the regulatory cost charge;

V_{OP} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids injected into, during the most recently concluded calendar year, wells for which a Permit to Drill has been issued under AS 31.05.090, of which the person is the operator on the first day of the fiscal year, and that have not before that day been plugged and abandoned and reported as abandoned in accordance with this chapter;

V_{TOT} = the total volume of oil and gas produced from, and oil, gas, water, and other fluids injected into, during the most recently concluded calendar year, all wells for which a Permit to Drill has been issued under AS 31.05.090 and that have not before the first day of the fiscal year been plugged and abandoned and reported as abandoned in accordance with this chapter;

A = the appropriation, other than from federal receipts, made for the operating costs of the commission for the fiscal year;

[F = THE COMMISSION'S REASONABLE ESTIMATE OF THE TOTAL FEES TO BE COLLECTED UNDER AS 31.05.090 DURING THE FISCAL YEAR;]

Register _____ 2013

MISCELLANEOUS BOARDS

L = the lapsed amount of a previous appropriation that is appropriated for the fiscal year under AS 31.05.093 (d).

(Eff. 6/4/2000, Register 154, Register 180; am ___/___/___, Register _____)

Authority: AS 31.05.030 AS 31.05.093

Colombie, Jody J (DOA)

From: Colombie, Jody J (DOA)
Sent: Monday, November 19, 2012 1:44 PM
To: Colombie, Jody J (DOA); 'Legislative Affairs Agency'; resregs@legis.state.ak.us; 'senator_pete_kelly@legis.state.ak.us'; 'senator_click_bishop@legis.state.ak.us'; 'senator_mike_dunleavy@legis.state.ak.us'; 'senator_berta_gardner@legis.state.ak.us'; Meyer, Kevin G (LAA); 'senator_anna_fairclough@legis.state.ak.us'; 'senator_peter_micciche@legis.state.ak.us'; Egan, Dennis W (LAA); 'representative_doug_isaacson@legis.state.ak.us'; 'representative_pete_higgins@legis.state.ak.us'; Hughes, Shelley (LAA); 'representative_lynn_gattis@legis.state.ak.us'; 'representative_gabrielle_ledoux@legis.state.ak.us'; 'representative_andrew_josephson@legis.state.ak.us'; 'representative_harriet_drummond@legis.state.ak.us'; 'representative_geran_tarr@legis.state.ak.us'; 'representative_lora_reinbold@legis.state.ak.us'; Munoz, Cathy N (LAA); 'representative_jonathan_kreiss-tomkins@legis.state.ak.us'; Foster, Neal W (LAA); 'representative_benjamin_nageak@legis.state.ak.us'; 'Angela Singh'; Ballantine, Tab A (LAW); Bettis, Patricia K (DOA); 'Brooks, Phoebe'; Crisp, John H (DOA); Davies, Stephen F (DOA); Ferguson, Victoria L (DOA); Fisher, Samantha J (DOA); Foerster, Catherine P (DOA); Grimaldi, Louis R (DOA); Johnson, Elaine M (DOA); Jones, Jeffery B (DOA); Laasch, Linda K (DOA); 'Makana Bender'; McIver, Bren (DOA); McMains, Stephen E (DOA); Mumm, Joseph (DOA sponsored); Noble, Robert C (DOA); Norman, John K (DOA); Okland, Howard D (DOA); Paladijczuk, Tracie L (DOA); Pasqual, Maria (DOA); Regg, James B (DOA); Roby, David S (DOA); Scheve, Charles M (DOA); Schwartz, Guy L (DOA); Seamount, Dan T (DOA); 'Wallace, Chris (DOA sponsored)'; 'Aaron Gluzman'; 'Aaron Sorrell'; 'Bruce Williams'; Bruno, Jeff J (DNR); 'CA Underwood'; Casey Sullivan; 'Dale Hoffman'; David Lenig; 'Donna Vukich'; Eric Lidji; Erik Opstad; Franger, James M (DNR); 'Gary Orr'; 'Graham Smith'; 'Greg Mattson'; Heusser, Heather A (DNR); 'James Rodgers'; 'Jason Bergerson'; Jennifer Starck; 'Jill McLeod'; 'Joe Longo'; King, Kathleen J (DNR); 'Lara Coates'; Lois Epstein; Marc Kuck; 'Marie Steele'; 'Matt Gill'; Melissa Okoola; 'Ostrovsky, Larry Z (DNR)'; 'Patricia Bettis'; Perrin, Don J (DNR); Peter Contreras; Pexton, Scott R (DNR); Richard Garrard; 'Ryan Daniel'; 'Sandra Lemke'; Talib Syed; Terrace Dalton; 'Wayne Wooster'; 'Wendy Wolff'; 'William Hutto'; 'William Van Dyke'; '(michael.j.nelson@conocophillips.com)'; 'AKDCWellIntegrityCoordinator'; 'alaska@petrocalc.com'; 'Anna Raff'; 'Barbara F Fullmer'; 'bbritch'; 'Becky Bohrer'; 'Bill Penrose'; 'Bill Walker'; 'Bowen Roberts'; 'Bruce Webb'; 'Claire Caldes'; 'Cliff Posey'; 'Crandall, Krissell'; 'D Lawrence'; 'Daryl J. Kleppin'; 'Dave Harbour'; 'Dave Matthews'; 'David Boelens'; 'David Duffy'; 'David House'; 'David Scott'; 'David Steingreaber'; 'Davide Simeone'; 'ddonkel@cfl.rr.com'; 'Elowe, Kristin'; 'Francis S. Sommer'; 'Gary Laughlin'; 'Gary Schultz (gary.schultz@alaska.gov)'; 'ghammons'; 'Gordon Pospisil'; 'Gorney, David L.'; 'Greg Duggin'; 'Gregg Nady'; 'Gregory Geddes'; 'gspffoff'; 'Jdarlington (jarlington@gmail.com)'; 'Jeanne McPherrin'; 'Jeffery B. Jones (jeff.jones@alaska.gov)'; 'Jerry McCutcheon'; 'Jill Womack'; 'Jim White'; 'Jim Winegarner'; 'Joe Lastufka'; 'Joe Nicks'; 'John Easton'; 'John Garing'; 'John Spain'; 'Jon Goltz'; Jones, Jeffrey L (GOV); 'Judy Stanek'; 'Judy Stanek'; 'Julie Houle'; 'Julie Little'; 'Kari Moriarty'; 'Kaynell Zeman'; 'Keith Wiles'; 'Kelly Sperback'; 'Laura Silliphant (laura.gregersen@alaska.gov)'; 'Luke Keller'; 'Marc Kovak'; 'Mark Dalton'; 'Mark Hanley (mark.hanley@anadarko.com)'; 'Mark P. Worcester'; 'Marquerite kremer (meg.kremer@alaska.gov)'; 'Michael Jacobs'; 'Mike Bill'; 'Mike Mason'; 'Mike Morgan'; Mikel Schultz; Mindy Lewis; MJ Loveland; mjnelson; mkm7200; nelson; Nick W. Glover; NSK Problem Well Supv; Patty Alfaro; Paul Decker (paul.decker@alaska.gov); 'Paul Figel'; 'Paul Mazzolini'; 'Paul Winslow'; Randall Kanady; Randy L. Skillern; 'Rena Delbridge'; 'Renan Yanish'; 'Robert Brelsford'; Robert Campbell; 'Ryan Tunseth'; Scott Cranswick; 'Scott Griffith'; Shannon Donnelly; Sharmaine Copeland; Shellenbaum, Diane P (DNR); Slemmons, Jonne D (DNR); Sondra Stewman; Stan Porhola; 'Stephanie Klemmer'; Steve Moothart (steve.moothart@alaska.gov); Steven R. Rossberg; 'Suzanne Gibson'; Tamera Sheffield; Temple Davidson; Teresa Imm; Thor Cutler; 'Tim Mayers'; Tina Grovier; Todd Durkee; Tony Hopfinger; trmj1; Vicki Irwin; Walter Featherly; Yereth Rosen; 'David Johnson'; 'Joseph Flack'; 'Tiffany Stebbins'
Subject: RE: Regulations AOGCC Elimination of the Permit to Drill Fee
Attachments: Brief description language added Public Notice.pdf

Everyone-

Attached is an updated Public Notice. You received the original from me last Friday. The only change is the addition of the "Brief Description" portion of the Public Notice.

Andrew L. Josephson
Post Office Box 230915
Anchorage, AK 99523-0915

Benjamin P. Nageak
Post Office Box 914
Barrow, AK 99723

Doug Isaacson
2580 Stoneman Way
North Pole, AK 99705

Gabrielle LeDoux
8859 Cross Pointe Loop
Anchorage, AK 99504

Geran Tarr
Post Office Box 143141
Anchorage, AK 99514

Harriet A. Drummond
2139 Solstice Cir.
Anchorage, AK 99503

Jonathan S. Kreiss-Tomkins
805 Charles St.
Sitka, AK 99835

Lora Reinbold
Post Office Box 772111
Eagle River, AK 99577

Lynn Gattis
1650 N. Shoreline Dr.
Wasilla, AK 99654

Pete Higgins
3875 Geist Rd., Ste. E-382
Fairbanks, AK 99709

Anna I. Fairclough
Post Office Box 771112
Eagle River, AK 99577

Berta Gardner
1405 Matterhorn Way
Anchorage, AK 99508

Click Bishop
3365 Sandvik Rd.
Fairbanks, AK 99709

Mike J. Dunleavy
1830 E. Parks Hwy., Ste. A-113, PMB #550
Wasilla, AK 99654

Pete Kelly
511 E. Slater Dr.
Fairbanks, AK 99701

Peter A. Micciche
Post Office Box 1544
Soldotna, AK 99669

Mailed
11/19/2012


Easy Peel® Labels
Use Avery® Template 5160®

Mary Jones
XTO Energy, Inc.
Cartography
810 Houston St., Ste. 200
Ft. Worth, TX 76102-6298

Feed Paper
Bend along line to
expose Pop-up Edge™



AVERY® 5960™

David McCaleb
IHS Energy Group
GEPS
5333 Westheimer, Ste. 100
Houston, TX 77056

George Vaught, Jr.
P.O. Box 13557
Denver, CO 80201-3557

Jerry Hodgden
Hodgden Oil Company
408 18th St.
Golden, CO 80401-2433

Richard Neahring
NRG Associates
President
P.O. Box 1655
Colorado Springs, CO 80901

Mark Wedman
Halliburton
6900 Arctic Blvd.
Anchorage, AK 99502

Bernie Karl
K&K Recycling Inc.
P.O. Box 58055
Fairbanks, AK 99711

CIRI
Land Department
P.O. Box 93330
Anchorage, AK 99503

Baker Oil Tools
795 E. 94th Ct.
Anchorage, AK 99515-4295

North Slope Borough
Planning Department
P.O. Box 69
Barrow, AK 99723

Richard Wagner
P.O. Box 60868
Fairbanks, AK 99706

Gordon Severson
3201 Westmar Cir.
Anchorage, AK 99508-4336

Jack Hakkila
P.O. Box 190083
Anchorage, AK 99519

Darwin Waldsmith
P.O. Box 39309
Ninilchik, AK 99639

James Gibbs
P.O. Box 1597
Soldotna, AK 99669

Penny Vadla
399 W. Riverview Ave.
Soldotna, AK 99669-7714

Mailed
11/19/2012
OK

3

1 ALASKA OIL AND GAS CONSERVATION COMMISSION

2 Before Commissioners: Cathy Foerster, Chair

3 Daniel T. Seamount

4 John K. Norman

5 In the Matter of the Elimination)

6 of the Filing Fee Required to)

7 Accompany an Application for a)

8 Permit to Drill.)

9 _____)

10 Docket No.:

11 ALASKA OIL and GAS CONSERVATION COMMISSION

12 Anchorage, Alaska

13 June 7, 2012

14 9:00 o'clock a.m.

15 VOLUME I

16 PUBLIC HEARING

17 BEFORE: Cathy Foerster, Chair

18 Daniel T. Seamount, Commissioner

19 John K. Norman, Commissioner

1	TABLE OF CONTENTS	
2	Opening remarks by Chair Foerster	03

1 P R O C E E D I N G S

2 (On record - 9:02 a.m.)

3 CHAIR FOERSTER: Good morning. I'll call this
4 hearing to order. This is a public hearing to consider
5 proposed regulations pertaining to the elimination of the
6 filing fee required to accompany an application for a
7 permit to drill.

8 In 2007 the Legislature enacted statutory
9 amendments to Alaska Statute 31.05, one of those
10 amendments eliminated the statutory filing fee required
11 to accompany permit to drill applications. The Alaska
12 Oil & Gas Conservation Commission is repealing this
13 regulation to conform the regulation to the statute that
14 was amended.

15 The hearing is being held on the morning of June
16 7th, 2012 at 9:02 a.m. The location is the Commission's
17 offices at 333 West Seventh Avenue, Suite 100, Anchorage,
18 Alaska.

19 I'll first introduce the Commissioners. To my
20 right is Commissioner John Norman, to my left is
21 Commissioner Dan Seamount and I'm Cathy Foerster, the
22 Chair.

23 Computer Matrix will be recording the
24 proceedings. Upon completion and preparation of the
25 transcript anyone desiring a copy will be able to obtain

1 it by contacting Computer Matrix or by contacting Jody
2 Colombie, the Commission's Special Assistant doing the
3 float wave, and she'll facilitate your getting a copy.

4 The Commissioners would like to remind those who
5 are testifying to speak into the microphone so that
6 persons in the rear of the room can hear and so the court
7 reporter can get a clear recording.

8 Specifically today the Alaska Oil & Gas
9 Conservation Commission proposes to repeal 20 AAC
10 25.005(c)(1) of the Alaska Administrative Code to
11 eliminate the filing fee requirement. This hearing is
12 being held in accordance with AS 44.62 and 20 AAC 25.540
13 of the Alaska Administrative Code. This hearing will be
14 recorded.

15 To have a question directed to someone testifying
16 we ask that you provide your question in writing along
17 with your name and that of the witness to a designated
18 Commission representative. Before the end of the hearing
19 the Commission will review any questions and ask those it
20 believes to be helpful in eliciting relevant information.

21

22 The notice of this hearing was published in the
23 Alaska Journal of Commerce on April 8th, 2012. It was
24 also posted on the state of Alaska online notices website
25 as well as the AOGCC's own website on April 2nd, 2012.

1 We have not received any written comments.

2 When considering the factual, substantive and
3 other relevant matters the agency shall pay special
4 attention to the cost to private persons of the proposed
5 regulatory action.

6 Commissioner John Norman will provide comments
7 for this consideration.

8 COMMISSIONER NORMAN: Thank you, Madam Chair.
9 I'd like to place into the record a little bit of brief
10 background and rationale for the amendment.

11 For decades the statute controlling the Alaska
12 Oil & Gas Conservation Commission, specifically
13 31.05.090, contained as part of the requirement for
14 obtaining a permit to drill that a \$100 filing fee
15 accompany each application. This resulted in annual
16 receipts of somewhere between 20 and \$25,000 per year by
17 the Commission. The Commission in 2007 examined the
18 relevance of this permit fee which existed at the same
19 amount for decades and considered whether it ought to be
20 changed in some fashion. Among the options was an
21 increase in the fee to raise the amount to make the
22 application fee more properly reflect the actual cost to
23 the Commission and regulated community of processing a
24 permit to drill.

25 Another option was to simply dismiss the fee

1 entirely. This was discussed at hearings and comments
2 were submitted by the public and the regulated industry
3 to the Commission. It then went through the legislative
4 process and was the subject of hearings before the
5 Legislature in Juneau. The conclusion was that the fee
6 generating about 20 to 25,000 per year made only a very
7 nominal contribution towards the Commission's
8 multimillion dollar annual budget. Additionally by
9 requiring a \$100 fee some forward looking person said
10 that it will eventually become a nuisance fee at such
11 time as the Commission is ready to move into true
12 electronic commerce and allowing permits to be submitted
13 electronically and processed that way. It added one
14 level of complication about how to get money to the
15 Commission for this payment.

16 Another consideration was the fact that the fee
17 when it comes in, the 20 to \$25,000 per year, is part of
18 a formula then that was used to calculate the Regulatory
19 Cost Charge for that year on industry. It would reduce
20 slightly that amount, but on the other hand most of the
21 fees paid for applications for permits to drill are paid
22 by persons already subject to the Regulatory Cost Charge.
23 So if you will the process sort of went through a
24 revolving door with no great benefit to anyone.

25 These things were all considered at that time and

1 this culminated in the adoption and enactment in Section
2 12 of Chapter 54 of the Session Laws of 2000 of a
3 repealer of that statutory provision previously contained
4 in Alaska Statute 31.05.090. With the repeal of the
5 statute which is a fact, this left the regulation hanging
6 in the air without any statutory foundation and
7 consequently the purpose of this proposed amendment is
8 simply to make the regulation consistent with the statute
9 as changed by the Legislature.

10 So with that brief explanation I will move that
11 we adopt the amendment and I'd be happy to answer any
12 questions if there are any.

13 CHAIR FOERSTER: Is there a second?

14 COMMISSIONER SEAMOUNT: I second it.

15 CHAIR FOERSTER: All right. The motion has --
16 it's been moved and seconded that we eliminate the
17 requirement of a \$100 Regulatory Cost fee from our
18 regulations so that the regulations are consistent with
19 the statutes. All in favor say aye.

20 IN UNISON: Aye.

21 CHAIR FOERSTER: Opposed.

22 (No opposing votes)

23 CHAIR FOERSTER: Hearing no opposition the motion
24 is passed.

25 Is there any other business to be conducted

1 during this meeting.

2 (No comments)

3 CHAIR FOERSTER: All right. Then I adjourn the
4 hearing.

5 (Adjourned - 9:10 a.m.)

6 (END OF PROCEEDINGS)

1

TRANSCRIBER'S CERTIFICATE

2

I, Salena A. Hile, hereby certify that the

3

foregoing pages numbered 02 through 09 are a true,

4

accurate, and complete transcript transcribed under my

5

direction from a copy of the electronic sound recording

6

to the best of our knowledge and ability.

7

8

9 Date

Salena A. Hile, Transcriber

10

**STATE OF ALASKA
OIL AND GAS CONSERVATION COMMISSION
REGULATION CHANGES 20 AAC 25005(C)(1)
June 7, 2012 at 9:00 am**

<u>NAME</u>	<u>AFFILIATION</u>	<u>PHONE #</u>	<u>TESTIFY (Yes or No)</u>
-------------	--------------------	----------------	----------------------------

Jody Colombie	NOGCC	793-1221	NO
---------------	-------	----------	----

Samantha Fisher	NOGCC	793-1223	NO
-----------------	-------	----------	----

Chris Wallace	NOGCC	793-1250	NO
---------------	-------	----------	----

Steve Davies	NOGCC	793-1224	NO
--------------	-------	----------	----

2

MEMORANDUM

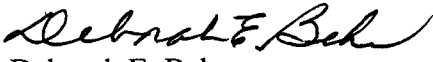
State of Alaska
Department of Law

To: Hon. Becky Hultberg, Commissioner
Dept. of Administration

Date: April 4, 2012

Tel. No.: 465-3600

File No.: JU2012200319


From: Deborah E. Behr
Chief Assistant Attorney General
and Regulations Attorney
Legislation and Regulations Section

Re: Regulations File Opening Re:
20 AAC 25.005(c)(1): Alaska Oil
and Gas Conservation Commission:
Eliminate Filing Fee for an
Application for a Permit to Drill

We have received Cathy P. Foerster's file opening request of April 2, 2012 regarding the above-referenced project, along with a copy of the proposed regulations and related documents. The project has been assigned to Assistant Attorney General Tab Ballantine, phone number 269-5100.

Our department's file number for this regulations project is JU2012200319. This file number should be used on any further correspondence pertaining to this project.

DEB:pav

cc: Mike Barnhill, Regulations Contact
Dept. of Administration

Cathy P. Foerster, Regulations Contact
Alaska Oil and Gas Conservation Commission
Dept. of Administration

Jody Colombie, Special Assistant
Alaska Oil and Gas Conservation Commission
Dept. of Administration

Scott Clark, AAC Coordinator
Office of the Lt. Governor

Randy Ruaro, Deputy Chief of Staff
Office of the Governor

Martin Schultz, Chief Assistant Attorney General
Oil, Gas and Mining Section

Tab Ballantine, Attorney General
Anchorage

#1

MEMORANDUM


STATE OF ALASKA

ALASKA OIL AND GAS CONSERVATION COMMISSION

TO: Deborah E. Behr
Legislation and Regulations Section

DATE: April 2, 2012

SUBJECT: File opening request for new
regulations project to eliminate
the filing fee for an application
for a Permit to Drill.
20 AAC 25.005(c)(1)

FROM: Cathy P. Foerster 
Regulations Contact
Department of Administration

We are requesting that you open a new file for the Alaska Oil and Gas Conservation Commission project to repeal Title 20, Chapter 25, Section 005(c)(1) to eliminate filing fee required to accompany an application for a Permit to Drill. AS 31.05.090 was amended in 2007 to eliminate the \$100.00 filing fee. This change is needed to conform the regulation to the statute.

Enclosed is the public notice, additional regulations notice information, and proposed amendments to 20 AAC 25.005(c)(1).

Please assign an assistant attorney general to this project. We have worked with Assistant Attorney General Thomas Ballantine on this topic.

Our contact person for the project is Jody Colombie at (907) 793-1221 or jody.colombie@alaska.gov.